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ZIGLAR, DAVENPORT, AND MASSIE NOMINATIONS

HEARING

BEFORE THE

COMMITTEE ON ENERGY AND NATURAL RESOURCES UNITED STATES SENATE

ONE HUNDREDTH CONGRESS

FIRST SESSION

ON THE

NOMINATIONS OF JAMES W. ZIGLAR TO BE ASSISTANT SECRETARY FOR WATER AND SCIENCE, DEPARTMENT OF THE INTERIOR; LAWRENCE F. DAVENPORT TO BE ASSISTANT SECRETARY, MANAGEMENT AND ADMINISTRATION, DEPARTMENT OF ENERGY; AND RAYMOND G. MASSIE TO BE DIRECTOR, OFFICE OF MINORITY ECONOMIC IMPACT, DEPARTMENT OF ENERGY

MARCH 17, 1987

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ZIGLAR, DAVENPORT, AND MASSIE NOMINATIONS

TUESDAY, MARCH 17, 1987

U.S. SENATE,
COMMITTEE ON ENERGY AND NATURAL RESOURCES,
Washington, DC.

The committee met, pursuant to notice, at 2:20 p.m. in room SD-366, Dirksen Senate Office Building, Hon. J. Bennett Johnston, chairman, presiding.

OPENING STATEMENT OF HON. J. BENNETT JOHNSTON, A U.S. SENATOR FROM THE STATE OF LOUISIANA

The CHAIRMAN. The hearing will come to order. I want to apologize to my colleagues for having to wait here. I thought another Senator was going to be here to preside while I was out balancing the budget. We did not succeed, and it will take a few more minutes.

We are very pleased to have, in order of seniority, I think our most senior and most distinguished Senator among a very distinguished group has got to be Senator Inouye. After you leave I will say that about each one of them.

STATEMENT OF HON. DANIEL K. INOUYE, A U.S. SENATOR FROM THE STATE OF HAWAII

Senator INOUYE. Mr. Chairman and members of the committee, I thank you very much for permitting me this opportunity to introduce Dr. Lawrence Davenport.

Dr. Davenport is currently the Assistant Secretary for Elementary and Secondary Education, a post he has held since 1982. As a member of the Senate Appropriations Committee on Labor HHS, I have had the good fortune of working closely with Dr. Davenport.

My support of Dr. Davenport for the position of Assistant Secretary for Management and Administration with the U.S. Department of Energy is based on this experience and my knowledge of his performance at the U.S. Department of Education, where he was the Chief Administrator of Elementary and Secondary Education Programs, managing a budget of $4.6 million and serving approximately 16,000 school districts.

I found Dr. Davenport to be very accessible and responsive to the concerns of the Appropriations Committee. While I fully recognize and appreciate Dr. Davenport's role as an advocate and a spokesman for the administration's policies and programs, throughout his

four years in this position he has listened to all points of view and demonstrated a willingness to approach issues on a cordial bipartisan basis.

In closing, Mr. Chairman, I support Dr. Davenport's nomination for Assistant Secretary for Management and Administration with the U.S. Department of Energy and respectfully request that this committee give his nomination appropriate and hopefully favorable consideration.

I thank you very much.

The CHAIRMAN. Thank you very much, Senator Inouye.

I understand that Senator Hatch has got to be on the floor and has spoken to Senator DeConcini; therefore, Senator Hatch, as the most distinguished of the remaining Senators——

Senator HATCH. I would dispute that myself.

The CHAIRMAN. Well, there are others who are disputing it as well.

Senator HATCH. I think there are many others. There are about 99 others as I understand it.

STATEMENT OF HON. ORRIN G. HATCH, A U.S. SENATOR FROM THE STATE OF UTAH

Senator HATCH. I want to thank my colleagues for letting me go ahead. I do need to get to the floor, and I appreciate it. I am also here along with Senator Inouye to support Dr. Lawrence Davenport, a special friend, a fine colleague. He has an outstanding record in administration. He has been a member of President Reagan's team really from the beginning of the administration, and I think in each task to which he has been assigned he has distinguished himself.

Prior to this service, of course, he has had a distinguished record as well. He is a member of a family of 12 children. He worked hard, and he has set tough goals. He excelled in athletics and in the classroom and of course has prepared himself for life with an exemplary education. He became a professional educator and moved through the ranks from classroom to coaching assignments to administration and finally management duties.

He became provost for the third largest community college system in America while still in his thirties. As a community leader, he has won recognition at every level, local, state and national, winning awards, citations and many other things.

You might say that he has operated, as Senator Inouye has said, the Office of Elementary and Secondary Education during recent times of really difficult fiscal restraint brought on by the efforts of some of us up here, it seems to me, and he has worked hard with the President to try to have that department and that office work very, very well. He has made that office one of the most cost effective in the Department of Education. He has increased the personnel productivity of the staff until today they are individually the most productive in the whole department.

He has exercised effective internal control in eliminating fraud, waste and abuse. He has improved the responsiveness of his program areas to Congress, to the administration and to the public. He has done a lot of other things, such as implementing data proc-

essing, computer tested program delivery and streamlined office procedures.

So for all of these reasons and more I can wholeheartedly recommend Dr. Davenport to this position. He will bring to it a knowledge of a lifetime of real excellent effort and achievement, it seems to me. I personally like this man. As former Chairman of the Labor and Human Resources Committee, we have a lot to do with him, and I just could not recommend a person more for a position like this or any other position in government. He is just really a very fine man, and I recommend him highly, Mr. Chairman. I hope this committee will move with expedition on his nomination.

I want to thank you and my colleagues for letting me go ahead.

The CHAIRMAN. Thank you very much, Senator Hatch.

Senator DeConcini, who is really distinguished.

STATEMENT OF HON. DENNIS DeCONCINI, A U.S. SENATOR FROM THE STATE OF ARIZONA

Senator DECONCINI. I thank the Senator for realizing that and for realizing just how distinguished one could be in this body. Mr. Chairman, I thank you also for entertaining this hearing.

After our discussion regarding Jim Ziglar, you know my feeling about him to fill the position of Assistant Secretary for Water and Science in the Department of the Interior. He has been in that position more or less and working in that area and understands it. He is filling the very difficult shoes to be filled, those of Robert Broadbent who had a long and good career and who is outstanding.

Jim Ziglar is one of the best candidates that any administration could find for this position. He has the understanding, the experience, the leadership capabilities and a keen understanding of the programs that you just oversee in this job.

Aside from a strong background in the legal profession and financial management, Jim has a profound awareness of the benefits of the cost of water developments and their importance to the whole Nation, not just the region that they might be in. In these times of changing water development policies and spiraling fiscal deficits, we need a strong, sensible individual to lead the Department of the Interior and to speak creatively and candidly about water projects.

Jim hails from Mississippi, and I am glad to see my colleagues here from that state so much endorsing him. He has spent a lot of time in Arizona and lived there. He has close ties to the State of Arizona, and that is why I am here, as is my colleague, Senator McCain.

Like his predecessor, he will bring professionalism and a sense of reason to the job of Assistant Secretary for Water and Science. I am confident that he can fill that position. Additionally, his knowledge of the experience on Capitol Hill working with this committee that he has done over the years and other committees I think will stand him well.

As you can tell, Mr. Chairman, I wholeheartedly support him. I thank you for the indulgence of listening to my testimony here, and if we want a distinguished Senator, indeed it is Bennett Johnston.

[The prepared statement of Senator DeConcini follows:]

STATEMENT BY SENATOR DENNIS DeCONCINI

HEARING BEFORE THE ENERGY & NATURAL RESOURCES COMMITTEE

THE NOMINATION OF JAMES ZIGLAR TO BE ASSISTANT SECRETARY FOR

WATER AND SCIENCE, DEPT. OF THE INTERIOR

March 17, 1987

Mr. Chairman, I want to thank you for scheduling this important hearing on the nomination of James Ziglar to become the Assistant Secretary for Water and Science at the Department of the Interior. The Water and Science post has been vacant for just about a year now, and the nomination of a competent and qualified professional to replace Robert Broadbent is long overdue.

James Ziglar is one of the best candidates to fill that slot, Mr. Chairman. He is a caliber of an individual we are fortunate to have in government. He possesses the experience, leadership capabilities, and a keen understanding of the programs he will oversee. Aside from a strong career background in the legal profession and financial management, Jim has a profound awareness of the benefits and costs of water development. His knowledge of water resource development added to his history in financial management will be a welcome asset to the Department. During these times of changing water development policies and spiraling Federal deficits, we need a strong, sensible individual to

lead the Department of the Interior and speak creatively and candidly on water, mineral, and science matters.

While Jim hails from Mississippi, he has spent considerable time in my home State of Arizona and still has close ties to the Grand Canyon State. Arizonans and others who have had the pleasure of knowing Jim Ziglar hold him in the highest regard. Like his predecessor, he will bring professionalism and a sense of reason to the job of Assistant Secretary for Water and Science. I am confident he will place sound judgment before partisanship on many delicate and controversial issues. Additionally, his knowledge of and experience on Capitol Hill will make him a valuable asset for this Administration and enhance his relationship with the Congress as well.

As you can tell, Mr. Chairman, I heartily endorse the nomination of James Ziglar to become the Assistant Secretary for Water and Science. I urge the Committee to support his confirmation and take expedited action so that we can fill the Interior post without further delay.

Again, Mr. Chairman, thank you for availing me the opportunity to speak on behalf of the nomination before the Committee.

The CHAIRMAN. Thank you very much, Senator DeConcini.

Now I would like to introduce my friend and neighbor from Mississippi, Thad Cochran.

STATEMENT OF HON. THAD COCHRAN, A U.S. SENATOR FROM THE STATE OF MISSISSIPPI

Senator COCHRAN. Thank you, Mr. Chairman. It is a pleasure to be here today, Mr. Chairman, to present to you a native of Pascagoula, Mississippi, James Ziglar, who has been nominated by the President to serve as Assistant Secretary of the Interior for Water and Science.

I got to know Jim Ziglar when he was working as a member of the staff of my predecessor, James Eastland. I was a member of the other body at the time, but I quickly came to know him as a person whom you could depend upon, a person of competence, good judgment and common sense. I think that is why the President has nominated him for this position.

He is well educated. He has a broad range of experience both in the legal profession and in the financial services area. He clerked on the Supreme Court with Mr. Justice Harry Blackmun. He was educated at George Washington University both in the undergraduate school and in the law school. He has worked with Dillon Read and Company in New York. He is with PaineWebber here in Washington at this time, and he has been a practicing attorney as well with firms both in New York and in Arizona.

It is a real pleasure for me to be here today, and I am honored to be invited to present him to the committee. He is one of our finest native sons, and I hope you all are nice to him on the committee.

Thank you.

The CHAIRMAN. Thank you very much. I might want him for my staff after all you have been saying about him.

Finally, I would like to introduce one of our newest Senator but not the least distinguished in this group, Senator John McCain.

John.

STATEMENT OF HON. JOHN McCAIN, A U.S. SENATOR FROM THE STATE OF ARIZONA

Senator MCCAIN. Thank you very much, Mr. Chairman. You know, there are a few positions that those of us in the west who are dependent upon water for our very livelihood we look at very carefully, and the position of Assistant Secretary for Water and Science is one of those. You know, my predecessor, Senator Goldwater, used to say that in Arizona we have so little water that the trees chase the dogs, but we are trying to change that with the completion of our Central Arizona Project and the associated water projects.

My distinguished colleague, Senator Cochran, has covered Mr. Ziglar's extensive record and background, and I think it is indicative of the kinds of credentials that he brings here, that he worked for Senator Eastland. He serves as a member of the board of directors of the National Water Resources Association. He has indepth and very impressive credentials to hold this job.

In this day where there is a changing atmosphere concerning funding of water projects in the west, we feel that that position is even more critical than it has ever been. I know I share the confidence of my colleagues when I unequivocally state that Mr. Ziglar is certainly an adequate and even an outstanding successor to Robert Broadbent, who I think did such an outstanding job as his predecessor.

He has already been there for some months. He has proven his talents and his capabilities, and I urge this committee to view his nomination favorably.

I had a written statement that I would request be included in the record, Mr. Chairman.

[The prepared statement of Senator McCain follows:]

STATEMENT OF HON. JOHN MCCAIN, A U.S. SENATOR FROM THE STATE OF ARIZONA

Mr. Chairman and members of this Committee, I am pleased to have this opportunity to appear before you this afternoon to speak on behalf of James W. Ziglar who has been nominated by the President to serve as Assistant Secretary of the Interior for Water and Science. I commend the President's appointment of this highly qualified individual.

I do not need to enumerate the critical role this office will play in the ongoing development of water resources in the West. We have within the past four years seen a major shift from full federal support for western water projects to cost-sharing and financial contributions by local governments. Jim Ziglar's knowledge and background in investment banking combined with his extensive legal experience, which began as a Law Clerk for Associate Jutice Harry A. Blackmun of the United States Supreme Court, have given him the necessary credentials to successfully meet the challenge of providing a safe and reliable water supply to our Western states in an era of reduced federal spending.

As Assistant Secretary for Water and Science, Jim Ziglar will direct the operations of three Interior agencies, the Bureau of Reclamation, which develops water projects in the 17 western states; the U.S. Geological Survey, which has responsibility for mapping and basic geological and water resources research; and the Bureau of Mines, which gathers and analyzes minerals data and conducts research on mining and minerals processing.

I urge your support for James W. Ziglar as Assistant Secretary of the Interior for Water and Science.

Thank you.

Senator BRADLEY [presiding]. Your statement will be submitted to the record.

Let me thank all three of you for your testimony. It is very helpful.

I would like to now call on Mr. James Ziglar.

Mr. Ziglar, welcome to the committee. Before you begin your statement, let me ask you three questions that is addressed to each nominee before the committee. I would like to swear you in first. Would you please raise your right hand?

[Whereupon, James W. Ziglar was duly sworn by Senator Bradley.]

Senator BRADLEY. Please be seated.

Before you begin your statement, I would like to cover three questions. Will you be available to appear before the committee or other Congressional committees to represent departmental positions and respond to issues of concern to the Congress?

Mr. ZIGLAR. I will, Mr. Chairman.

Senator BRADLEY. Are you aware of any personal holdings, investment or trusts that could constitute a conflict of interest or create the appearance of such a conflict should you be confirmed

and assume the office to which you have been nominated by the President?

Mr. ZIGLAR. Mr. Chairman, I have reviewed my holdings with the appropriate ethics officials in the Federal Government and have taken those actions that they deemed necessary. I have no knowledge of any conflicts at this time.

Senator BRADLEY. So you have no conflicts of interest or appearances thereof to your knowledge?

Mr. ZIGLAR. That's correct.

Senator BRADLEY. Are you involved or do you have any assets held in blind trusts?

Mr. ZIGLAR. I do not.

Senator BRADLEY. Mr. Ziglar, you may proceed with your testimony.

STATEMENT OF JAMES W. ZIGLAR, NOMINEE TO BE ASSISTANT SECRETARY OF WATER AND SCIENCE, DEPARTMENT OF THE INTERIOR

Mr. ZIGLAR. Mr. Chairman, if it's appropriate, I have some members of my family here today that I would like to introduce to the committee.

I have my wife, Linda; my son, Jeff; and my mother, Frieda; my son, Jon; and my father-in-law in the next row back there, Dag Larsen.

Senator BRADLEY. Well, let me welcome the entire Ziglar family to the committee. We are very pleased that you are here today to participate in this important hearing and day in the family's history.

Mr. ZIGLAR. I also might note, Mr. Chairman, that my minister came along, since he figured I was going to need help in the next couple of years, Dr. Everett Goodman. Thank you.

Senator BRADLEY. We welcome him as well.

Mr. ZIGLAR. Mr. Chairman, I am honored to be here as the President's nominee to be Assistant Secretary of the Interior for Water and Science. I have submitted a written statement to the committee, and I would appreciate it if that could be made part of the record.

Senator BRADLEY. The statement will be made part of the record in full.

Mr. ZIGLAR. I also would appreciate it, Mr. Chairman, if I could expand on that statement.

Senator BRADLEY. I would encourage you to do so.

Mr. ZIGLAR. Thank you, sir.

As I pointed out in the written statement, I'm looking forward to working with the Congress again after being away from the process for a number of years. I recognize that the job to which the President has nominated me involves some areas of responsibility that will be the focus of some divergent opinions and views. I hope that in carrying out the duties of my office, if I am confirmed, that I can be flexible and fair, evenhanded and consistent in formulating and carrying out policies.

For the record, I'd like to give you a snapshot of my philosophy as it relates to the task that I see before me, if I'm confirmed.

First, I believe in strong State and local governments and the notion that local problems and local needs should be addressed at the local level.

Second, I believe that the Federal Government should keep its commitments when it makes them and that it should not make commitments lightly.

Third, I believe that the Federal Government should operate efficiently for the benefit of the taxpayers.

Fourth, I believe that those who are beneficiaries of projects and programs, should bear the burden, at least in part, of the financing of those projects and programs.

Finally, and perhaps most importantly, I believe that it's incumbent upon policymakers to be flexible, to be fair, to be sensitive to and give consideration to the views of all the different partners that are affected by a policy.

I realize, Mr. Chairman, this is a very broad statement and that there won't always be situations that fit neatly within one's philosophy, but I did want to give you just a snapshot of my philosophy so you'll understand what will guide my conduct in office if I am confirmed.

Again, I'm very pleased to have the opportunity to work with this committee, if I'm confirmed, and I would welcome any questions.

[The prepared statement of Mr. Ziglar follows:]

STATEMENT OF JAMES W. ZIGLAR
BEFORE THE UNITED STATES SENATE COMMITTEE
ON ENERGY AND NATURAL RESOURCES

MR. CHAIRMAN AND MEMBERS OF THE COMMITTEE:

My name is James W. Ziglar, and I am honored to appear before the Committee on Energy and Natural Resources as President Reagan's nominee to serve as Assistant Secretary of the Interior for Water and Science. For me, this is an especially meaningful occasion because of the privilege I had of spending almost seven years working for the Senate. I have deep respect for the institution of the Senate, and it is with great pleasure that I look forward to working with Members of this panel, other Members of the Senate, and staff, as we address the issues that will fall within the area of my responsibility. It is my desire to work with the Congress in a cooperative atmosphere.

I believe fervently that every American should participate in his or her government at some level for reasons beyond material reward. I do not regard public service as a sacrifice, but rather, a duty, a privilege, and a pleasure.

Upon confirmation, I will tackle the duties of my office with the same energy and enthusiasm that I devoted to my endeavors in the private sector. During my tenure in office, I pledge that I will be informed, responsive and forthright with you. My management style is "hands on" and goal-oriented.

The three bureaus that I will be called upon to manage under the direction of the Secretary of the Interior--the United States Geological Survey, the Bureau of Reclamation, and the Bureau of Mines--affect the daily lives of millions of Americans. In addition to being the Nation's domestic mapping agency, the United States Geological Survey provides an indispensable service to the American people with its objective, dispassionate scientific approach to assessing critical minerals resources potential, to evaluating the quantity and quality of our surface and ground water, and to identifying geological structures and phenomena that will have an impact on our future. Almost every American is touched, directly or indirectly, by the activities of the Bureau of Reclamation which makes available adequate and safe supplies of water for agricultural, municipal and industrial uses. And, of course, the Bureau of Mines continues to lead the field in mining and minerals research and development, in the identification and cataloguing of existing supplies of minerals critical to our national security and economic well-being, and in the collection, analysis and dissemination of minerals data.

WATER RESOURCE DEVELOPMENT AND MANAGEMENT

In the area of water resource development and management, I intend to focus on those measures that will enable us to complete authorized projects in the most expeditious and least costly manner, and to plan for the development of future water supplies in a manner consistent with environmental concerns and sound fiscal policies. I will pay close attention to the vital issues of ground water supply and quality, as well as to the conservation and protection of our surface and ground water resources. I believe that the United States Geological Survey and the Bureau of Reclamation are well-equipped already to play a significant role in these critical issues, and I intend to see that their respective missions are carried out.

CRITICAL AND STRATEGIC MINERALS

An issue area of less public visibility than water resource development and protection, but of no less importance, is this Nation's access to readily available supplies of minerals critical to our national security interests and economic well-being. The responsibilities that I will assume as Assistant Secretary for Water and Science include an active involvement with the resource assessment and reporting activities of the United States Geological Survey and Bureau of Mines, assisting the Secretary of the Interior in his role as

Chairman of the National Critical Materials Council, and participating as the Secretary's representative to the National Strategic Materials and Minerals Program Advisory Committee. In addition, I intend to focus on the problems of the minerals extraction and processing industry in the United States. It is of utmost importance that we maintain a healthy minerals industry, and I hope to be able to contribute to the effort of finding long-term solutions to the industry's problems.

I appreciate the opportunity you have provided me to make this short statement, and I look forward to working with you in meeting the challenges ahead. I would welcome any questions you might have of me.

###

Senator BRADLEY. Mr. Ziglar, thank you very much. Your statement, while brief, does address some of the major issues.

I wonder if you could elaborate on what you see as the most pressing problems in the field of water resources in the next two years.

Mr. ZIGLAR. Senator—Mr. Chairman, rather, I see a number of problems, but the three that come to my attention as being perhaps the ones that I would propose to focus on most intensely would be, one, ground water quantity and quality and all the issues that surround that.

Second, as you know, we have some problems with irrigation drainage with respect to projects in the west, and I think that is a problem that needs to be addressed as to how it will be handled.

Third, I believe that in this day and age of fewer large projects being built to supply water that we need to focus on water conservation measures as an alternative to building projects.

Those are the three major areas that I see that I would like to focus on.

Senator BRADLEY. Would you care to rank them in order of your own preference?

Mr. ZIGLAR. Well, I think certainly, Mr. Chairman, that ground water is the most highly visible issue that we have today in this country. I think it is a very important issue. In some ways it may be localized because of the way ground water is, but it's clearly the most pervasive issue and certainly the one with the greatest public attention.

Senator BRADLEY. Do you see your role restricted just to western states, or can you conceive it will address national problems?

Mr. ZIGLAR. Mr. Chairman, with respect to the activities of the Bureau of Reclamation, Congress prohibits it from going beyond the west. So clearly, unless Congress says otherwise, I see that role as a western role.

Ground water, however, within the ambit of the Water and Science corridor of Interior, and because of the U.S. Geological Survey's involvement with ground water, is something that clearly I would rank as a national issue, as opposed to simply a western issue.

Senator BRADLEY. So you see that the national aspect of your involvement with ground water is through the Geological Survey and you believe that that role should be expanded?

Mr. ZIGLAR. Senator, I have not had the opportunity to explore in depth the programs at U.S. Geological Survey with respect to ground water. I certainly believe that we need to have a lot of information and data on ground water, and I certainly believe that the U.S. Geological Survey is a fine scientific organization that's well equipped to explore the problems and to develop the information.

So I'm unable to say just how much it needs to be expanded at this point without having had an indepth review of that.

Senator BRADLEY. Well, given the fact that the administration's budget request would sharply curtail the Geological Survey activities in water resources, do we have your assurance that as Assistant Secretary you would make every effort to secure adequate funding for the Geological Survey's water programs?

Mr. ZIGLAR. Senator, the key word there is adequate funding. Yes, I believe that it's an important program for the U.S. Geological Survey. I want to know more about it, but I certainly believe that they should have adequate funding to carry out the research and the information-gathering function that they have.

Senator BRADLEY. Do you have specific areas that you think that the funding should be increased?

Mr. ZIGLAR. Senator, I have just not gotten into it in that detail.

Senator BRADLEY. All right. Do you want to expand any further on the question of irrigated drainage?

Mr. ZIGLAR. Senator—Mr. Chairman, I apologize for referring to you as Senator.

Mr. Chairman——

Senator BRADLEY. Well, I will take that.

Mr. ZIGLAR. The irrigation drainage problem is one that is being addressed at the Department. As you may know, there's a task force that's looking at it on a westwide basis. A report is being drafted, as I understand it, right now that will tell us the dimensions of the problem. Once we get that report, if I'm confirmed, I will certainly look at it with a cautious eye and go from there.

Senator BRADLEY. So you have identified it as one of the three areas of your emphasis, but you are waiting until the report more clearly defines how you will proceed; is that correct?

Mr. ZIGLAR. As far as proceeding, yes, Mr. Chairman. It's clearly a problem at least at one site in the west and needs to be taken care of.

Senator BRADLEY. Do you want to expand at all on the third point, which is water conservation?

Mr. ZIGLAR. Yes, Mr. Chairman. I guess it's just my nature to try to find the most efficient way of doing things, and it seems to me that if we can find ways to conserve water rather than spending the taxpayer; dollars on projects that are not necessary because we could have conserved water, I would want to do that, and I will take it upon myself, if confirmed, to look into the question of whether or not at the Federal level we're doing all that we can to encourage conservation.

Senator BRADLEY. Any specific thoughts at this time? I only ask that because of your own expressed interest. Do you have any more specific thoughts or recommendations? If you do not, fine. If you do, we would like to hear it.

Mr. ZIGLAR. Well, Mr. Chairman, they would be very specific, such as lining canals to prevent seepage and things like that that are known technology and are good ways of conserving water. I certainly think that at the Federal level we should make sure that our projects are the most efficient that they can be under the circumstances.

Senator BRADLEY. Tell me how you see your own financial background being relevant to your present job.

Mr. ZIGLAR. Mr. Chairman, I have spent almost 14 years in the public finance area, both as a lawyer and then as an investment banker, and I have learned that it's difficult, under any circumstance, to finance public projects. But there are ways to finance them, and I am convinced that when people have a vested interest,

if you will, in a project, that they will make better economic and financial decisions.

That's why I wholeheartedly support the President's initiative on cost sharing with respect to water projects, and I believe that my experience in the public finance sector will help me help those folks out there who are dealing with the Federal Government to define ways to finance their share of these projects.

Senator BRADLEY. How do you differentiate between cost sharing and reimbursability?

Mr. ZIGLAR. Well, cost sharing is generally an upfront payment with respect to the project, an equity contribution if you will, and repayment is accepting an obligation to repay the principal over a period of time.

In fact, I think it's worthy of note that now western water projects have both features, whereas other types of projects in other parts of the country may only have one feature.

Senator BRADLEY. Do you think that upfront cost sharing would direct water resource projects to the more affluent regions of the country.

Mr. ZIGLAR. Mr. Chairman, I believe that that is potentially a danger in cost sharing, and that's why I personally agree with the President's approach to cost sharing on western water projects. That is a case-by-case analysis to make sure that there isn't a disparity with respect to the rich getting richer and the poor getting poorer.

Senator BRADLEY. So you do not think that the ability to finance up front costs necessarily reflects the merits of the particular project?

Mr. ZIGLAR. Not necessarily.

Senator BRADLEY. All right, let me ask you, are you familiar with the Reclamation Reform Act?

Mr. ZIGLAR. Yes, sir.

Senator BRADLEY. Are you familiar with what the intent of Congress was in writing that Act?

Mr. ZIGLAR. As a general matter, Mr. Chairman.

Senator BRADLEY. Would you agree that one of the purposes was to end past abuses in circumvention of the reclamation law which allowed large farms to gain benefits intended originally for smaller family farms?

Mr. ZIGLAR. Mr. Chairman, my understanding of that law, and again I haven't read——

Senator BRADLEY. The intent, the intent of the law.

Mr. ZIGLAR. The intent of the law was to make it a bit more realistic in terms of the amount of water that could be received for irrigation. That is my understanding of the intent of that law. Certainly any law, I would assume, would not want to encourage any kind of fraud or abuse as a general matter.

Senator BRADLEY. But is it your understanding, and we would like to understand what you believe, that it is Congress' intent to direct resources to farms below a certain size?

Mr. ZIGLAR. As I understand the legislative history, which again, Mr. Chairman, I have not personally studied, as I understand it in its broadest application, it was to make it a more rational system

for allocating water to the family farm, if you will, by raising it from 160 acres to 960 acres, I believe.

Senator BRADLEY. Would you be troubled by any efforts to circumvent the acreage limitations?

Mr. ZIGLAR. Beyond the letter of the law?

Senator BRADLEY. Yes.

Mr. ZIGLAR. Certainly.

Senator BRADLEY. Would you be troubled by efforts to circumvent the acreage limitation by means of trusts or various farm management arrangements?

Mr. ZIGLAR. Mr. Chairman, you're getting into an area that I just don't know enough about to give you an answer about how those would operate. I'm reluctant to give an answer about something I don't understand the provisions of.

Senator BRADLEY. Well, if you know nothing about it, that is not all bad.

Mr. ZIGLAR. I know the broad—what I understand to be the broad—intent, but beyond that, unfortunately I never practiced law in that area.

Senator BRADLEY. Your expectation then is to take a very close look at any final rules and regulations to make sure that they do not fall short of the Congressional interest?

Mr. ZIGLAR. Mr. Chairman, if I have an opportunity to look at any rules and regulations, whether it is that area or any other area, I would look at it against what Congress did, certainly.

Senator BRADLEY. You would expect in your review of such rules and regulations to have very close consultation with the subcommittee of this committee that deals with this issue?

Mr. ZIGLAR. Mr. Chairman, as I understand it, the Administrative Procedures Act deals with how you put together rules and regulations. Again, it's not an area in which I've practiced law, so I would be at a loss.

To the extend that it's appropriate it would be my intent as a general matter always to consult with Congress and the specific committee that has jurisdiction over any matter on which I would be functioning.

Senator BRADLEY. Specifically, I am referring to consultation as a way of insuring that the rules and regulations and the intent of the original law are demonstrated and followed in the rules and regulations, thereby avoiding the necessity for Congress to revisit the issue through legislation. That is why it is important to have close consultation.

Would you not agree?

Mr. ZIGLAR. Mr. Chairman, I think that anybody in the rulemaking business should look to what it was that Congress intended in establishing the law when formulating rules.

Senator BRADLEY. Do you generally believe that to the extent that those rules diverge from Congressional intent that frequently it is proper for Congress to revisit the issue legislatively?

Mr. ZIGLAR. Mr. Chairman, Congress always has that prerogative.

Senator BRADLEY. So we can expect to have full consultation?

Mr. ZIGLAR. Mr. Chairman, you can expect from me the full measure of cooperation and consultation with Congress wherever it's appropriate.

Senator BRADLEY. Let me ask you one further question, and that is, coming back to your financial experience, how do you see it being most relevant in the next two years?

Mr. ZIGLAR. Mr. Chairman, I imagine that there will be a number of questions regarding the budget initiatives that have been taken by the Department of the Interior in which I did not participate. I understand in a general sense what's going on.

The major reason that it was done was to maximize efficiency in funding construction and that sort of thing. I have a little knowledge of that, having been in the private project finance sector, so I think that that will bear on that part of the process as well as any negotiations with public entities out there, local entities, on cost sharing.

I have a sense of what a project and what a community can afford and what they can't based on my background, and I think I'll bring that to bear.

Senator BRADLEY. Do you have any general attitudes, as someone familiar with financial markets, about the selloff of the portfolio of loans under the Reclamation Projects Loan Program? Is that a practice that you are familiar with in the private sector.

Mr. ZIGLAR. Very definitely, Mr. Chairman. I have had some experience with packaging mortgage portfolios and selling them, so it is a technique with which I have a fair amount of familiarity. It makes a lot of sense in some contexts, and I suppose it doesn't in others.

Having been an investment banker, I always look at the price derived and the reinvestment opportunity, and I would suppose I would analyze it from that point of view.

Senator BRADLEY. As you take this position if confirmed, and I suspect you will be confirmed, do you look at it as moving into a new area to which you will bring a fresh perspective, or do you look at it as manning an existing system that is functioning extremely well?

Mr. ZIGLAR. Mr. Chairman, I suppose if you talk to any of my colleagues, over the years, you will find that rarely am I one who likes to see the ssytem go on and on, particularly if it's not working well.

The answer is yes, I do hope to bring a fresh approach. I regard this as a special opportunity to provide a public service in an area that I think needs some rethinking, and I'm really looking forward to it. I hope to be able to work closely with this committee.

Senator BRADLEY. Would you be available to testify and think through a series of hearings related to these issues?

Mr. ZIGLAR. Yes, sir.

Senator BRADLEY. Mr. Ziglar, let me thank you very much. There are no other Senators here.

The following Senators would like to have statements inserted in the record, Senators McClure and Stennis, in support of your nomination.

[The prepared statements of Senators McClure and Stennis follow:]

STATEMENT OF SENATOR MCCLURE

NOMINATION HEARING OF JAMES W. ZIGLAR
TO BE ASSISTANT SECRETARY FOR WATER AND SCIENCE
DEPARTMENT OF THE INTERIOR

WELCOME TO THE COMMITTEE, MR. ZIGLAR. I WOULD LIKE TO EXPRESS MY SUPPORT FOR YOUR NOMINATION TO BE ASSISTANT SECRETARY OF WATER AND SCIENCE AT THE DEPARTMENT OF THE INTERIOR.

MR. CHAIRMAN, MR. ZIGLAR HAS BOTH UNDERGRADUATE AND LAW DEGREES FROM GEORGE WASHINGTON UNIVERSITY. HE IS PRESENTLY A MANAGING DIRECTOR OF THE MUNICIPAL INVESTMENT BANKING DEPARTMENT OF PAINEWEBBER INCORPORATED. PRIOR TO THIS, HE PRACTICED LAW IN NEW YORK AND PHOENIX WHICH COVERED A WIDE RANGE OF PUBLIC FINANCE MATTERS.

MR. ZIGLAR ALSO HAS EXPERIENCE IN THE THREE BRANCHES OF GOVERNMENT. HE SERVED AS A STAFF AIDE TO SENATOR JAMES EASTLAND, AS A LAW CLERK TO JUSTICE HARRY A. BLACKMUN, AND AS A SPECIAL ASSISTANT FOR LEGISLATIVE AND PUBLIC AFFAIRS AT THE DEPARTMENT OF JUSTICE.

I BELIEVE MR. ZIGLAR'S BACKGROUND UNDERLINES HIS CAPABILITY TO SERVE OUR GOVERNMENT WELL, AND I RECOMMEND HIS SPEEDY CONFIRMATION.

STATEMENT OF SENATOR JOHN C. STENNIS
BEFORE THE SENATE COMMITTEE ON ENERGY
MARCH 17, 1987

Mr. Chairman, I am pleased today to endorse the nomination of James Ziglar to be Assistant Secretary of the Interior for Water and Science. I have known Jim Ziglar since he worked for our former colleague, Senator Eastland, in the late 1960s, and I am sure that he will perform his new duties with honor and integrity.

For more than a decade Mr. Ziglar has specialized in public finance, first with a prestigious New York law firm, and more recently with the investment banking firm of PaineWebber. His experience in the techniques of financing water projects and other public facilities will serve him well in his new responsibilities at the Interior Department, particularly his oversight of the Bureau of Reclamation.

Through this background of work in financing large public projects, Mr. Ziglar has earned a reputation as a very knowledgeable man on water resource matters. He has served, for example, on the Board of Directors of the National Water Resources Association.

At the same time, by virtue of his work for Senator Eastland and his service at the Department of Justice as a Special Assistant for Legislative and Public Affairs, I am sure he has good grasp of the legislative process and the need to respond to the wishes and directions of the Congress.

I believe Mr. Ziglar enjoys a solid reputation for ability, dedication, and professionalism. These are the attributes that we want in our public servants. I think he will measure up to the challenges and demands of this important office and will perform his duties with excellence.

The responsibilities of the position for which Mr. Ziglar has been nominated are important ones, including supervision of the Bureau of Reclamation, the Bureau of Mines, and the U.S. Geological Survey.

Not long after I came to the Senate, Mr. Chairman, I became a member of the Public Works Committee and had the opportunity to make trips to our western states and see first hand the large water projects of the Bureau of Reclamation. I have seen how these projects have helped those states to grow and flourish, ultimately benefitting the whole nation. At the same time, though, I have recognized the importance of protecting and preserving our valuable natural resources.

Overseeing these water projects is a very demanding responsibility, but I am confident that Mr. Ziglar has the talent and the judgment to handle these matters in an effective and professional way.

Though we in Mississippi do not deal directly with the Bureau of Reclamation, we do rely heavily on a number of services provided through the U.S. Geological Survey, and I am certain that these will be in good hands under Mr. Ziglar's direction.

In conclusion, Mr. Chairman, I am delighted that the President has chosen Mr. Ziglar for this important position. I have no doubt that Jim Ziglar will perform these duties in a highly successful manner, and I encourage the Committee to act favorably and quickly on his nomination.

Senator BRADLEY. I think that you are a fine candidate. I think you will be confirmed, and as Subcommittee Chairman of this area I look forward to working with you. I will assure your family that as these things go, this is one of the smoothest, cleanest and most effectively managed hearings in the history of this committee.

We would like to call the following three witnesses: Mr. Jeffrey Nelson, President of National Water Resources Association; Mr. James Trull, National Director, Washington State Water Resources Association; and Mr. John M. Sayre, Attorney at Law, Davids, Graham and Stubbs, Denver, Colorado.

Welcome to the committee, gentlemen. Please take a seat. Your statements will be submitted to the record in full, and what I would like to have you do is, if you could, just summarize them so that we might proceed expeditiously.

Let us go with Mr. Nelson first.

STATEMENT OF JEFFREY L. NELSON, PRESIDENT, NATIONAL WATER RESOURCES ASSOCIATION

Mr. NELSON. Thank you, Mr. Chairman and members of the committee. My name is Jeff Nelson. I am president of the National Water Resources Association. I appear here today before this committee in support of the President's nomination of Jim Ziglar as Assistant Secretary of Interior for Water and Science.

The National Water Resources Association is a nonprofit federation of associations and individuals that are dedicated to conservation enhancement and efficient management of our Nation's most precious natural resource, water. We are the oldest association and most actively concerned with water resource policy and development.

We have a strong grass roots participation that has been demonstrated on virtually every national issue affecting water conservation management and development in the west. This position is possibly the most important to us as representatives of the reclamation west, as it has a direct impact on the daily lives of virtually every citizen that lives in the reclamation west.

It is for this reason that we in the Association are very particular about endorsing any candidate for this important office. The policies and programs of the Department of Interior must be directed by individuals in whom the President, Congress and the American people can have full trust and confidence, and we believe that Mr. Ziglar certainly meets those criteria.

The experience and expertise that he brings to this position is extraordinary. Those have been reviewed with you, and I do not intend to recite them again.

We do strongly believe in light of the government's current fiscal situation that Mr. Ziglar's financial background will be invaluable to the Department of Interior, the administration and Congress. He clearly understands the realities of what can and cannot be accomplished in a period of reduced federal spending.

I can offer you our assurances that Mr. Ziglar's philosophy and management style dictates that he will work closely with this committee and members of Congress to promote programs and policies that will serve the common good of all citizens. Mr. Ziglar has

gained the trust and confidence of western leaders, and we unanimously support his nomination as Assistant Secretary of Interior for Water and Science.

In closing, I would emphasize that the position of the Assistant Secretary for Water and Science has been vacant for over a year. During this period, Mr. Wayne Marchant has served with distinction as the Acting Assistant Secretary, and we are indebted to him for that service. However, the programs under the purview of the Assistant Secretary's office are in desperate need of strong and effective leadership that cannot be provided by anyone serving as an acting capacity. We would therefore appeal to this committee to act swiftly in recommanding Mr. Ziglar's nomination to the full Senate for confirmation.

Thank you for this chance to appear, Senator.

[The prepared statement of Mr. Nelson follows:]

STATEMENT
OF THE
NATIONAL WATER RESOURCES ASSOCIATION
ON THE
NOMINATION
OF
JAMES W. ZIGLAR
AS
ASSISTANT SECRETARY OF THE INTERIOR
FOR
WATER AND SCIENCE

Mr. Chairman and Members of the Committee:

I am Jeffrey L. Nelson, President of the National Water Resources Association and, on behalf of the Association, I appear before this Committee today in support of President Reagan's nomination of James W. Ziglar as Assistant Secretary of the Interior for Water and Science.

The National Water Resources Association (NWRA) is a nonprofit federation of associations and individuals dedicated to the conservation, enhancement, and efficient management of our Nation's most precious natural resource, WATER. The NWRA is the oldest and most active national association concerned with water resources policy and development. Its strength is a reflection of the tremendous "grassroots" participation it has generated on virtually every national issue affecting western water conservation, management, and development.

To us, the position of the Assistant Secretary of Interior for Water and Science is, quite possibly, the most important in the Federal government. The decisions and policies made by the Office of the Assistant Secretary have a direct impact on the daily lives of every citizen living in the Reclamation West. It is for this reason that we as an association are very particular about endorsing any candidate for this important office.

The policies and programs of the Department of the Interior must be directed by individuals in whom the President, the Congress, and the American people can have full trust and confidence.

Mr. Ziglar is just such an individual.

The experience and expertise that Mr. Ziglar brings to the position of Assistant Secretary is extraordinary. He has served with distinction in every branch of the Federal government and is a respected member of both the legal and financial professions.

We strongly believe that, in light of our government's current fiscal situation, Mr. Ziglar's financial background will be invaluable to the Department of the Interior, this Administration, and the Congress. He clearly understands the realities of what can and cannot be accomplished in a period of reduced federal spending.

I can assure you that Mr. Ziglar's philosophy and management style dictates that he will work closely with this Committee and members of Congress to promote programs and policies that serve the common good of all the citizens of this great Nation.

Mr. Ziglar has gained the trust and confidence of western leaders, and we unanimously support his nomination as Assistant Secretary of the Interior for Water and Science.

In closing, I wish to emphasize that the position of the Assistant Secretary for Water and Science has been vacant for over a year. During this period, Mr. Wayne Marchant has served with great distinction as Acting Assistant Secretary, and we owe him a great debt of gratitude for his service. However, the programs under the purview of the Assistant Secretary's office are in desperate need of strong and effective leadership that cannot be provided by anyone serving in an acting capacity.

We, therefore, urge this Committee to act swiftly in recommending Mr. Ziglar's nomination to the full Senate for confirmation.

Mr. Chairman, members of the Committee, I appreciate the opportunity to testify in support of this nomination before your Committee today. Thank you.

Senator BRADLEY. Thank you very much.
Mr. Trull.

STATEMENT OF JAMES W. TRULL, SECRETARY/MANAGER, SUNNYSIDE VALLEY IRRIGATION DISTRICT, STATE OF WASHINGTON

Mr. TRULL. My name is James W. Trull. I am the Secretary/Manager of the Sunnyside Valley Irrigation District located in South Central Washington State. I am on the board of directors of the Washington State Water Resources Association and represent that association on the board of directors of the National Water Resources Association.

I am pleased to support Mr. James W. Ziglar for the position of Assistant Secretary of the Interior for Water and Science. He is emminently qualified for this important positon. I have served with Mr. Ziglar on the board of directors of the National Water Resources Association and have been impressed with his knowledge, his interest and commitment to water resource issues throughout the west. I believe his expertise will be very useful in this position.

Mr. Ziglar has been an active participant while serving on the board of directors. He has demonstrated a management style absolutely essential for this important position as Assistant Secretary, namely his ability to interact well with people, recognizing and utilizing talents both within and outside his area of expertise and performing all of this in a timely manner.

Others have already testified to the expertise he can bring to the water community as we look for ways to pay for projects during an era of cost shareing. I think he will be an important contribution in that area. With his expertise in the private sector, he can bring with him to this important position the same principles of management and administration so important and necessary in government service.

I wholeheartedly endorse Mr. Ziglar for his position, and I urge your prompt confirmation and thank you for this opportunity to testify.

[The prepared statement of Mr. Trull follows:]

Statement for the Senate Energy and Natural Resources Committee
March 17, 1987

Chairman Johnston and members of the committee:

My name is James W. Trull. I am Secretary/Manager of Sunnyside Valley Irrigation District located in south central Washington state. The Sunnyside Valley Irrigation District provides irrigation water to approximately 104,000 acres of land in the Bureau of Reclamation's Yakima Project.

I am on the Board of Directors of the Washington State Water Resources Association and represent that Association on the Board of Directors of the National Water Resources Association. My testimony is representing the express views of the Sunnyside Valley Irrigation District and the Washington State Water Resources Association.

I am pleased to support Mr. James W. Ziglar for the position of Assistant Secretary of the Interior for Water and Science. He is eminently qualified for this important position in the Department.

I have served with Mr. Ziglar on the Board of Directors of the National Water Resources Association and have been impressed with his knowledge, interest, and commitment to water resource issues throughout the western United States. He is keenly aware of making productive use of our natural resources that is consistent with protection of our environment while meeting the needs of the citizens of this great nation.

Mr. Ziglar has been an active participant while serving on the N.W.R.A. Board of Directors. He has demonstrated a management style absolutely essential for this very important position as Assistant Secretary. Namely, his ability to interact well with people, recognizing and utilizing talents both within and outside his area of expertise, and performing all of this in a timely manner.

The members of the Washington State Water Resources Association are very interested in development of additional water projects. With the ever increasing competition for federal appropriations, we believe all opportunities for private funding must be investigated. Mr. Ziglar

brings to this position special experience and qualifications needed to solve these difficult problems.

With his experience in the private sector he can bring with him to this important position the same principles of management and administration, so important and necessary in government service. I wholeheartedly endorse Mr. James W. Ziglar for the position of Assistant Secretary for Water and Science and I urge your prompt confirmation of his appointment.

Senator BRADLEY. Thank you very much, Mr. Trull.
Mr. Sayre.

STATEMENT OF JOHN M. SAYRE, ATTORNEY AT LAW, DAVIS, GRAHAM & STUBBS, DENVER, CO

Mr. SAYRE. Mr. Chairman, my name is John M. Sayre of Denver, Colorado, and I am a partner in the law firm of Davis, Graham and Stubbs which has represented the Northern Colorado Water Conservancy District and its municipal subdistrict for over 20-some years. As a part of this representation, I became acquainted with Mr. Ziglar nearly 15 years ago, both as an attorney, a young associate in the firm of Mudge, Rose, and then later on I have worked with Mr. Ziglar in the financing of the Windy Gap Project, which was totally financed without federal funds in Colorado, and the Colorado Big Thompson Project, which is administered and operated by Northern Colorado as a Bureau of Reclamation Project.

Mr. Ziglar, when I first met him, I think knew very little about western water law. He immediately became very familiar with western water law and also how the project operated and what the limitations were and what the financial aspects were so that he could adequately represent us in his investment and bond counsel positions.

I have found Mr. Ziglar to be a dedicated and very thorough lawyer and investment banker, a person with whom it has been a great pleasure to work, a man who is conscientious, understanding and fair, and I think that you will find, just as I stated in the last sentence of my statement, that he is well balanced, he is informed and responsive to all the various interests of persons who are involved in water law and environmental matters. I think that he will represent all those various interests with honesty and thorough understanding.

Thank you for the opportunity to present this brief statement.

[The prepared statement of Mr. Sayre follows:]

STATEMENT OF JOHN M. SAYRE

Before the United States Senate Committee
on Energy and Natural Resources.

Mr. Chairman and Members of the Committee, my name is John M. Sayre of Denver, Colorado. I am a partner in the law firm of Davis, Graham & Stubbs. I am honored to appear before the Committee on Energy and Natural Resources in order to urge your favorable consideration to the confirmation of Mr. James W. Ziglar to serve as Assistant Secretary of the Interior for Water and Science. I appear here today as a friend of Mr. Ziglar and as a former client of Mr. Ziglar, both when he was a practicing lawyer with the firm of Mudge Rose Guthrie & Alexander and as a client of Mr. Ziglar when he was associated with Dillon, Read & Co. Inc. and PaineWebber Incorporated.

In the early 1970s I contacted the firm of Mudge Rose Guthrie & Alexander to act as bond counsel for the Northern Colorado Water Conservancy District. I was introduced to Mr. Ziglar who was then an associate with that firm. Mr. Ziglar, at that time, knew little about the water problems of the West or agencies that contracted with the United States Bureau of Reclamation for water. Mr. Ziglar, as he has always done, took immediate charge of the matter and extensively educated himself about the acquisition and administration of water rights in the State of Colorado. He also became knowledgeable with matters relating to the operation of the Colorado-Big Thompson Reclamation Project, which is operated by the Bureau of Reclamation and the Northern Colorado Water Conservancy District.

After engaging in a legal practice in Phoenix, Mr. Ziglar and I were placed in a new client relationship. He then represented the firm of Dillon, Read & Co. Inc. which was seeking to represent the Municipal Subdistrict, Northern Colorado Water Conservancy District, in the financing and construction of the Windy Gap Project, a project to divert an average yield of approximately 48,000 acre feet through the Colorado-Big Thompson Project for use by six northern Colorado municipalities, all participants in the Windy Gap Project. Mr. Ziglar masterminded the financing of that project. His knowledge of how that project was to work and how the water was to be developed and delivered convinced the prospective bond purchasers to subscribe to the original $87 million issue. Since that time, Mr. Ziglar, both through Dillon, Read & Co. Inc. and PaineWebber Incorporated, has been involved in the refunding of these bonds and the successful financial management and construction of this project with all of its environmental and other construction concerns.

Needless to say that during these years I have grown to know Mr. Ziglar personally, both in business and social relationships. We have developed a close and, I'm sure, a very lasting friendship. Jim is a man of great integrity, of good humor and a true friend. He is a hard worker and has always done his job in a exemplary fashion. It has indeed been a privilege to have worked with him.

During the last year or so, Mr. Ziglar was appointed to the Board of Directors of the National Water Resources Association. As you know that Association represents the 17

western reclamation states and the State of Hawaii. He represented the financial interests on the Board until his nomination, at which time he resigned from that position. Mr. Ziglar contributed greatly to the success of the NRWA Financial Caucus and was looked upon by all board members for his insight into the water problems of the west and the financial implications of how things were to be done and could be done.

Mr. Ziglar is truly a wonderful man in all respects, and I would urge that you confirm him as a man knowledgeable with the water problems of the West and the financial implications of water development and management to the water users and other interested groups. He is a well-balanced, informed and responsive person and will represent all interests in the water, environmental and other interested communities with honesty and understanding.

Senator BRADLEY. Mr. Sayre, Mr. Trull and Mr. Nelson, do any of you have any reservation whatsoever about Mr. Ziglar's ability to bring a fresh approach to these areas?

[A chorus of noes.]

Senator BRADLEY. Tell me the one why it is most likely that he will bring a fresh approach to these areas, Mr. Sayre?

Mr. SAYRE. The reason I believe that is I have worked with him on environmental matters, I have worked with him on financial matters, I have worked with him on legal and investment banking things, and he is undoubtedly one of the finest, most well balanced and honest persons I have ever met.

Senator BRADLEY. Mr. Trull.

Mr. TRULL. I believe that he can bring a fresh approach because of his ability to interact well with people and to utilize the expertise of those people around him.

Senator BRADLEY. Mr. Nelson.

Mr. NELSON. He strikes me, Mr. Chairman, as one of the most thoughtful persons who analyzes every aspect and is not influenced by the way it has always been done. That has been my experience with Jim.

Senator BRADLEY. Would any of the three of you like to comment about his political sensitivities; not proclivities, sensitivities. I suppose you covered that in terms of his being able to work well with people.

Mr. SAYRE. That is true. He has worked with Senator Eastland. He has worked with members of the other party. He has worked with Supreme Court Justices. I just feel that he is completely fair and would be very careful in whatever he does.

Senator BRADLEY. Let me thank the three of you very much for your testimony today. It has been very helpful and very informative. Thank you very much.

Let me announce now that there are two others confirmations, and I might say one is from New Jersey. I am pleased to see Mr. Massie here, but at this time we are going to have to recess temporarily until another member can arrive.

So I would like to temporarily recess the committee subject to the call of the Chair. The committee is temporarily recessed.

[A brief recess was taken.]

The CHAIRMAN [presiding]. We have Mr. Davenport and Mr. Massie, if you two gentlemen would come to the table at the same time.

The rules of the committee, which apply to all nominees, require that they be sworn in connection with their testimony, so if both of you would raise your right hand.

[Whereupon, Lawrence F. Davenport and Raymond G. Massie were duly sworn by the chairman.]

The CHAIRMAN. Thank you, gentlemen. If you will both be seated. Before you begin your statement, I will ask three questions addressed to each nominee before this committee.

First, will you be available to appear before this committee and other Congressional committees to represent departmental positions and respond to issues of concern to the Congress?

Mr. MASSIE. Yes, sir.

Mr. DAVENPORT. I do.

The CHAIRMAN. Are you aware of any personal holdings, investments or interests that could constitute a conflict of interest or create the appearance of such a conflict should you be confirmed and assume the office to which you have been nominated by the President?

Mr. DAVENPORT. No, sir.

Mr. MASSIE. No, sir.

The CHAIRMAN. Are you involved or do you have any assets held in blind trusts?

Mr. DAVENPORT. No, sir.

Mr. MASSIE. No, sir.

The CHAIRMAN. Mr. Davenport, if you would please proceed.

There is, first of all, a statement by Senator McClure on both Mr. Davenport and Mr. Massie which I will put in the record at this point. Both are statements of support.

[The prepared statements of Senator McClure follow:]

STATEMENT OF SENATOR MCCLURE

NOMINATION HEARING OF LAWRENCE F. DAVENPORT
TO BE ASSISTANT SECRETARY FOR MANAGEMENT & ADMINISTRATION
DEPARTMENT OF ENERGY

MR. CHAIRMAN, I WOULD ALSO LIKE TO WELCOME DR. DAVENPORT TO THE COMMITTEE, AND TO EXPRESS MY FULL SUPPORT FOR HIS NOMINATION AS ASSISTANT SECRETARY FOR MANAGEMENT AND ADMINISTRATION AT THE DEPARTMENT OF ENERGY.

DR. DAVENPORT IS A GRADUATE OF MICHIGAN STATE UNIVERSITY WHERE HE RECEIVED HIS BACHELORS AND MASTERS DEGREES. HE EARNED HIS DOCTORATE OF EDUCATION FROM FAIRLEIGH DICKINSON UNIVERSITY IN 1975.

AFTER HOLDING VARIOUS POSITIONS WITH A NUMBER OF COLLEGES AND UNIVERSITIES, DR. DAVENPORT BEGAN HIS FEDERAL GOVERNMENT SERVICE AS ASSOCIATE DIRECTOR FOR DOMESTIC AND ANTI-POVERTY OPERATIONS AT ACTION. SINCE 1982, HE HAS SERVED AS ASSISTANT SECRETARY FOR ELEMENTARY AND SECONDARY EDUCATION AT THE DEPARTMENT OF EDUCATION. DURING HIS TENURE, HE HAS DEMONSTRATED HIS ABILITY TO CARRY OUT HIS DUTIES IN A MOST EFFICIENT AND COMPETENT MANNER.

MR. CHAIRMAN, I BELIEVE THAT DR. DAVENPORT HAS A PROVEN RECORD OF EXCELLENCE IN HIS SERVICE TO THE FEDERAL GOVERNMENT, AND I FULLY SUPPORT HIS NOMINATION TO THIS POSITION.

STATEMENT OF SENATOR MCCLURE

NOMINATION HEARING OF RAYMOND G. MASSIE
TO BE DIRECTOR, OFFICE OF MINORITY ECONOMIC IMPACT
DEPARTMENT OF ENERGY

I WOULD LIKE TO WELCOME MR. MASSIE BEFORE THE COMMITTEE, AND EXPRESS MY FULL SUPPORT FOR HIS CONFIRMATION AS DIRECTOR OF THE OFFICE OF MINORITY ECONOMIC IMPACT AT THE DEPARTMENT OF ENERGY.

MR. MASSIE IS A GRADUATE OF SETON HALL UNIVERSITY WHERE HE EARNED HIS BACHELORS AND LAW DEGREES. HE WAS A PROFESSOR OF BUSINESS LAW AT STOCKTON STATE COLLEGE FOR FIVE YEARS, AND HAS BEEN A LEGAL CONSULTANT IN NEW JERSEY UNTIL RECENTLY. HE IS PRESENTLY A CONSULTANT TO THE DEPARTMENT OF ENERGY.

MR. CHAIRMAN, I BELIEVE THAT MR. MASSIE'S EDUCATION AND PROFESSIONAL EXPERIENCE WILL SERVE HIM WELL AS DIRECTOR OF THE OFFICE OF MINORITY ECONOMIC IMPACT, AND I RECOMMEND HIS PROMPT CONFIRMATION.

STATEMENT OF LAWRENCE F. DAVENPORT, NOMINEE TO BE ASSISTANT SECRETARY, MANAGEMENT AND ADMINISTRATION, DEPARTMENT OF ENERGY

Mr. DAVENPORT. Thank you, Mr. Chairman.

The Chairman, it is an honor to appear before you and your distinguished colleagues today as President Reagan's nominee for Assistant Secretary for Management Administration at the Department of Energy. This is a position of great responsibility and major challenges.

When confirmed, I understand I will be responsible for managing a large complex organization which provides the Department with essential management and administrative services, including budget and accounting, personnel administration, organization of management systems, contractor and industrial relations, equal employment opportunity, as well as management of such vital components as project facilities, automated data processing, computer services and telecommunication systems and procurement in the system's programs.

I recognize my duty to serve as an advisor to the Secretary and Under Secretary in all these matters and more.

I would also emphasize I will faithfully and conscientiously execute the laws and regulations which I am responsible for administering. Further, I would stress to you that I would adhere strictly to sound business policies and procedures while diligently avoiding waste, fraud and abuse of departmental funds.

Let me assure you I fully appreciate the magnitude of the tasks I will be assuming. I look forward to the opportunity to meet these challenges. I also look forward with eagerness to joining Secretary Harrington and my new associates in the Department and to working with members of Congress and particularly each of you on the committee.

My appearance before your committee today marks the third time in the Reagan Administration that the President has chosen to nominate me to a position of trust and responsibility. Each time I have felt honored that the President and the Congress would consider me for such a major role. I have been proud that somewhere in my past career I have achieved some goals that have brought me to this moment in my life, and I have been filled with anticipation for those very challenges the job brings with it.

I am pleased that each time I have appeared as a nominee it has been for a position of greater responsibility, increased goals and expanded opportunities to serve the administration and the Nation.

My entire career, Mr. Chairman, has dealt with organization, administration, management and utilization of human resources. In my most recent position, I have been responsible for the past four years for administering the federal government's program for elementary and secondary education. I am confident that during my tenure as Assistant Secretary of Elementary and Secondary Education those resources have been carefully managed. By implementing sound management practice throughout our program, we were able to improve productivity, reduce administrative overhead, increase program efficiency and maximize the cost effectiveness of our annual outlay of more than $5 billion.

We were able to implement innovative uses of data processing, streamline paper flow and standardize applications and screening techniques that resulted in greater administrative efficiency, reduced paperwork and fewer processing delays in program response.

Through my professional experience, I believe I have demonstrated the ability to read the situation, set goals and priorities, organize available resources and move forward to get the job done, and I am confident, Mr. Chairman, that with the support of the Secretary and your committee I will succeed in this task. I look forward to getting started.

Now, Mr. Chairman, it is my pleasure to entertain comments and questions from you and your colleagues.

[The prepared statement of Mr. Davenport follows:]

STATEMENT OF

DR. LAWRENCE F. DAVENPORT

NOMINEE

FOR THE POSITION OF

ASSISTANT SECRETARY

FOR MANAGEMENT AND ADMINISTRATION

DEPARTMENT OF ENERGY

BEFORE THE

COMMITTEE ON ENERGY AND NATURAL RESOURCES

OF THE

UNITED STATES SENATE

MARCH 1987

Mr. Chairman:

It is an honor to appear before you and your distinguished colleagues today as President Reagan's nominee for Assistant Secretary for Management and Administration at the Department of Energy. This is a position of great responsibility and major challenges. When confirmed, I understand that I will be responsible for managing a large, complex organization which provides the Department with essential management and administrative services including:

- o budget and accounting
- o personnel administration
- o organization and management systems
- o contractor industrial relations
- o equal employment opportunity

as well as management of such vital components as:

- o projects and facilities
- o automatic data processing
- o computer services and telecommunications systems
- o procurement and assistance programs.

I recognize that it is my duty to serve as an advisor to the Secretary and the Under Secretary on all of these matters and more.

I would also emphasize that I will faithfully and conscientiously execute the laws and regulations which I am responsible for administering. Further, I would stress to you that I will adhere strictly to sound business policies and procedures, while diligently avoiding waste, fraud and abuse in the use of the Department's funds.

Let me assure you I fully appreciate the magnitude of the task I will be assuming, and I look forward to the opportunity to to meet these challenges. I also look forward with eagerness to joining Secretary Herrington and my new associates in the Department, and to working with Members of Congress and, particularly, each of you on the Committee.

My appearance before your Committee today marks the third time in the Reagan Administration that the President has chosen to nominate me to a position of trust and responsibility. Each time I have felt honored that the President and the Congress would consider me for such a major role; I have been proud that somewhere in my past career I have achieved some goals that have brought me to this moment in my life; and I have been filled with anticipation for those very challenges the job brings with it. I am pleased that each time I have appeared as a nominee, it has been for a position of greater responsibility, increased scope, and expanded opportunities to serve the Administration and the Nation.

My entire career has dealt with organization, administration, management and utilization of human resources. In my most recent position I have been responsible, for the past four years, for administering the Federal Government's program for elementary and secondary education. I am confident that during my tenure as the Assistant Secretary of Elementary and Secondary Education those resources have been carefully managed. By implementing sound management practices throughout our various programs, we were able to improve productivity, reduce administrative overhead, increase program efficiency and maximize the cost effectiveness of our annual outlay of more than five billion dollars. We were able to implement innovative uses of data processing, streamlined paperflow and standardized application and screening techniques that resulted in greater administrative efficiency, reduced paperwork and fewer processing delays in program response.

Through my professional experiences, I believe that I have demonstrated the ability to read the situation, set goals and priorities, organize available resources and move forward to get the job done.

I am confident, Mr. Chairman, that with the support of the Secretary and your Committee, I will succeed in this task. I look forward to getting started.

And now, Mr. Chairman, it is my pleasure to entertain the comments and questions of you and your colleagues on this Committee.

The CHAIRMAN. Thank you very much, Mr. Davenport.
Mr. Massie.

STATEMENT OF RAYMOND G. MASSIE, NOMINEE TO BE DIRECTOR, OFFICE OF MINORITY ECONOMIC IMPACT, DEPARTMENT OF ENERGY

Mr. MASSIE. Mr. Chairman, it is indeed a great honor for me to appear before you today as President Reagan's nominee for the position of Director of the Office of Minority Economic Impact at the Department of Energy.

If confirmed by the Senate for this position, I look forward to serving with the Secretary of Energy in carrying out the statutory duties of the Office of Minority Economic Impact. I believe that my diverse background in both the private and public sectors will enable me to effectively execute the duties of the Office of Director.

I would like to briefly discuss with you my credentials for the position and my perspectives concerning the objectives and functions of the Office of Minority Economic Impact.

I am currently serving as a consultant to the Department of Energy with specific responsibilities to advise the Secretary on the development of particular methods to increase the opportunities for minorities to participate more fully in programs within the Department of Energy.

In 1986 I served as a legal consultant to the Elsinore Shore Associates Atlantis Casino Hotel for matters relating to state regulation of casinos in the State of New Jersey.

From 1980 to 1985 I served the State of New Jersey's college system as an assistant professor of business law with responsibilities in commercial law, government regulation of business and business management.

From 1978 to 1980 I was again in the service of the State of New Jersey as the affirmative action officer for the Casino Control Commission, the regulatory body of the casino industry in New Jersey.

In 1984 I had the high honor of being a candidate for the United States House of Representatives in the Second District of New Jersey.

I am also admitted to practice law in both Pennsylvania and the State of New Jersey.

The mandated responsibilities of the Office of Minority Economic Impact require the Director of the office to advise the Secretary of Energy on the effects of energy policies, programs, legislation and regulations on minorities, minority communities and regulations on minority business enterprises.

These responsibilities also include advising the Secretary on specific methods whereby minority participation in the Department's programs and activities can be significantly improved. In carrying out these responsibilities, the office formulates and manages programs with specific objectives. These objectives are designed to insure a responsive energy program for all segments of the population which will be sensitive not only to differential impact of energy policies within various industry segments but also to the pattern of change in the structure of the social environment.

More importantly, such actions will facilitate the continuation of a nondiscriminatory environment in which qualified minorities will be able to participate in the programs of the Department and avoid any possible irreversible adverse impact of the Department's policies on minorities.

With these goals and missions of the Department in mind, I intend to follow the Department's policy, to enlarge the range of economic opportunities available to minorities, and to this task I bring the technical knowledge, practical experience among diverse groups and individuals and the sensitivity which I believe are necessary to successfully accomplish the Department's goals during my tenure in office.

In closing, I would like to assure this committee of my determination to accept the challenge of this office and to carry out the responsibilities of the Director in a manner which reflects the policies of this administration and also serve the public and reflect credit upon the President of the United States, the Secretary of Energy, the committee of the United States Congress, and if I am confirmed for this position I will seek advice and understanding of this committee and other members of Congress as I attempt to effectively execute the duties and responsibilities of the Office of the Director of Minority Economic Impact.

Thank you, and I will be happy to entertain any questions at this point.

[The prepared statement of Mr. Massie follows:]

STATEMENT OF RAYMOND G. MASSIE

NOMINEE FOR THE POSITION OF
DIRECTOR
OFFICE OF MINORITY ECONOMIC IMPACT
U.S. DEPARTMENT OF ENERGY

BEFORE THE
COMMITTEE ON ENERGY AND NATURAL RESOURCES
UNITED STATES SENATE

MR. CHAIRMAN AND DISTINGUISHED MEMBERS OF THE COMMITTEE, IT IS INDEED A GREAT HONOR FOR ME TO APPEAR BEFORE YOU TODAY AS PRESIDENT REAGAN'S NOMINEE FOR THE POSITION OF DIRECTOR OF THE OFFICE OF MINORITY ECONOMIC IMPACT AT THE DEPARTMENT OF ENERGY.

IF CONFIRMED BY THE SENATE FOR THIS POSITION, I LOOK FORWARD TO SERVING WITH THE SECRETARY OF ENERGY IN CARRYING OUT THE STATUTORY DUTIES OF THE OFFICE OF MINORITY ECONOMIC IMPACT. I BELIEVE THAT MY DIVERSE BACKGROUND IN BOTH THE PRIVATE AND PUBLIC SECTORS WILL ENABLE ME TO EFFECTIVELY EXECUTE THE DUTIES OF THE DIRECTOR OF THE OFFICE. I WOULD LIKE TO BRIEFLY DISCUSS WITH YOU MY CREDENTIALS FOR THE POSITION AND MY PERSPECTIVE CONCERNING THE OBJECTIVES AND FUNCTIONS OF THE OFFICE OF MINORITY ECONOMIC IMPACT.

I AM CURRENTLY SERVING AS A CONSULTANT TO THE DEPARTMENT OF ENERGY WITH SPECIFIC RESPONSIBILITIES TO ADVISE THE SECRETARY ON THE DEVELOPMENT OF PARTICULAR METHODS TO INCREASE THE OPPORTUNITIES FOR MINORITIES TO PARTICIPATE MORE FULLY IN PROGRAMS WITHIN THE DEPARTMENT OF ENERGY. DURING 1986, I SERVED AS A LEGAL CONSULTANT TO ELSINORE SHORE ASSOCIATES, ATLANTIS CASINO HOTEL FOR MATTERS RELATING TO THE STATE REGULATION OF CASINOS IN NEW JERSEY STATE. FROM 1980 TO 1985, I SERVED THE STATE OF NEW JERSEY'S

College system as an Assistant Professor of Business Law. My responsibilities included courses in commercial law, government regulation of business and business management. From 1978 to 1980, I was again in the service of the State of New Jersey as the Affirmative Action Officer for the Casino Control Commission. In 1984, I had the high honor of being a candidate for the United States House of Representatives for the Second District of New Jersey. I have been admitted to practice law by both Pennsylvania State and New Jersey State Bar Associations.

The mandated responsibilities of the Office of Minority Economic Impact require the Director of the Office to advise the Secretary of Energy on the effects of energy policies, programs, legislation, and regulation on minorities, minority communities, and minority business enterprises. These responsibilities also include advising the Secretary on specific methods whereby minority participation in the Department's programs and activities can be significantly improved.

In carrying out these responsibilities, the Office formulates and manages programs with the specific objectives

OF CONDUCTING A SOCIOECONOMIC RESEARCH PROGRAM TO DETERMINE THE EFFECTS OF PROGRAMS, POLICIES, AND REGULATIONS OF THE DEPARTMENT ON MINORITIES AND RECOMMENDING ACTIONS TO MODIFY NEGATIVE IMPACTS; IDENTIFYING AND DEFINING ECONOMIC OPPORTUNITIES FOR MINORITIES IN ENERGY RESEARCH, PRODUCTION, CONSERVATION, AND DEVELOPMENT, THROUGH ECONOMIC PLANNING, BUSINESS ANALYSIS AND MARKET RESEARCH; PROVIDING FINANCIAL ASSISTANCE TO MINORITY BUSINESSES THROUGH THE LOAN PROGRAM AND THE MINORITY BANK DEPOSIT PROGRAM; AND PROVIDING MANAGEMENT AND TECHNICAL ASSISTANCE TO MINORITY EDUCATIONAL INSTITUTIONS AND MINORITY BUSINESS ENTERPRISES.

IT IS MY SINCERE DESIRE THAT, AS THE FOCUS ON ENERGY ISSUES CHANGES, THE OFFICE OF MINORITY ECONOMIC IMPACT WILL MANAGE ITS PROGRAMS EFFICIENTLY AND PLAY A MULTI-PURPOSE ROLE IN UTILIZING ITS PROGRAM OBJECTIVES TO IDENTIFY SPECIFIC OPTIONS TO MITIGATE ANY POSSIBLE ADVERSE IMPACT OF ENERGY POLICIES ON MINORITIES, EDUCATE MINORITY INSTITUTIONS AND MINORITY BUSINESSES TO ENABLE THEIR PARTICIPATION IN THE DECISION-MAKING PROCESS OF AN INCREASINGLY COMPETITIVE ENERGY MARKETPLACE, AND COORDINATE THESE EFFORTS WITH OTHER FEDERAL AGENCIES AND THE ENERGY INDUSTRY TO INVOLVE MINORITY INDIVIDUALS; COMMUNITIES, AND BUSINESSES IN THE ENERGY PRODUCTION SEGMENTS OF THE INDUSTRY.

THESE ACTIONS WILL ENSURE A RESPONSIVE ENERGY PROGRAM FOR ALL SEGMENTS OF THE POPULATION--WHICH WILL BE SENSITIVE NOT ONLY TO THE DIFFERENTIAL IMPACTS OF ENERGY POLICIES WITHIN VARIOUS INDUSTRY SEGMENTS, BUT ALSO TO THE PATTERN OF CHANGE IN THE STRUCTURE OF THE SOCIAL ENVIRONMENT. MORE IMPORTANTLY, SUCH ACTIONS WILL FACILITATE THE CONTINUATION OF A NON-DISCRIMINATORY ENVIRONMENT IN WHICH QUALIFIED MINORITIES WILL BE ABLE TO PARTICIPATE IN THE PROGRAMS OF THE DEPARTMENT AND AVOID ANY POSSIBLE IRREVERSIBLE ADVERSE IMPACTS OF THE DEPARTMENT'S POLICIES ON MINORITIES.

WITH THESE GOALS AND THE MISSIONS OF THE DEPARTMENT IN MIND, I INTEND TO FOLLOW THE DEPARTMENT'S POLICY TO ENLARGE THE RANGE OF ECONOMIC OPPORTUNITIES AVAILABLE TO MINORITIES. TO THIS TASK I BRING THE TECHNICAL KNOWLEDGE, PRACTICAL EXPERIENCE AMONG DIVERSE GROUPS AND INDIVIDUALS, AND THE SENSITIVITY WHICH I BELIEVE ARE NECESSARY TO SUCCESSFULLY ACCOMPLISH THE DEPARTMENT'S GOALS DURING MY TENURE IN OFFICE.

IN CLOSING, I WOULD LIKE TO ASSURE THIS COMMITTEE OF MY DETERMINATION TO ACCEPT THE CHALLENGE OF THIS OFFICE AND TO CARRY OUT THE RESPONSIBILITIES OF THE DIRECTOR IN A MANNER

WHICH WILL SERVE THE PUBLIC AND REFLECT CREDIT UPON THE PRESIDENT OF THE UNITED STATES, THE SECRETARY OF ENERGY, THIS COMMITTEE AND THE UNITED STATES CONGRESS. IF I AM CONFIRMED FOR THIS POSITION, I WILL SEEK THE ADVICE, SUPPORT, AND UNDERSTANDING OF THIS COMMITTEE AND OTHER MEMBERS OF THE CONGRESS, AS I ATTEMPT TO EFFECTIVELY EXECUTE THE DUTIES AND RESPONSIBILITIES OF THE DIRECTOR OF THE OFFICE OF MINORITY ECONOMIC IMPACT.

THANK YOU, AND I WILL BE HAPPY TO ANSWER ANY QUESTIONS.

The CHAIRMAN. Thank you very much, Mr. Massie.

As both of you gentlemen know, to get in the position in which you are now in you must first of all pass muster with the administration, who will pick from among many people. Then you are rigorously investigated by the FBI. You also put out your life and your financial story in these documents, and then you are looked at, your records, your backgrounds, by the members of this committee.

I want to assure you that the fact that we do not have a large crowd here and a lot of press and a lot of members of the committee is not a bad sign. That is a very good sign. That means there is nothing in your background that they can find to criticize, nothing in your philosophy which they find inconsistent with the national interest, and apparently nothing that would indicate that you should not be confirmed.

To the contrary, I think it means very good news for both of you because there are no pyrotechnics here today. When we have the tough hearings when there are a lot of people here and a lot of press, it is usually rather unpleasant for the nominee seeking to be confirmed, and sometimes they do not make it.

I am pleased to say, gentlemen, that your records would auger well for your success both in getting confirmed here and in performing your respective jobs.

So at the risk of being a little premature, may I say congratulations at least for your success up to this point in the process and I feel certain in being confirmed and in doing a good job.

So welcome to the government.

Mr. DAVENPORT. Thank you, Mr. Chairman.

Mr. MASSIE. Thank you, Mr. Chairman.

[Whereupon, at 3:25 p.m., the hearing adjourned.]

APPENDIXES

APPENDIX I

Biographies and Informational Statements of the Nominees

JAMES W. ZIGLAR

Mr. Ziglar is a Managing Director of the Municipal Investment Banking Department of PaineWebber Incorporated, a New York based investment banking firm. Mr. Ziglar is located in PaineWebber's Washington, D.C. office.

Prior to joining PaineWebber in October 1984, Mr. Ziglar was Senior Vice President of another major Wall Street firm. At the time Mr. Ziglar joined the investment banking industry in 1980, he was Partner-in-Charge of the Municipal Bond Department of the Phoenix law firm of O'Connor, Cavanagh, Anderson, Westover, Killingsworth and Beshears. Before joining the O'Connor, Cavanagh firm in 1977, Mr. Ziglar had been associated with the New York law firm of Mudge Rose Guthrie Alexander & Ferdon. Mr. Ziglar's law practices in New York and Phoenix covered a broad range of public finance matters.

Mr. Ziglar also has experience in the executive, legislative and judicial branches of the federal government, having served, during the period 1964 to 1973, as a Staff Aide to United States Senator James O. Eastland, as a Law Clerk to United States Supreme Court Justice Harry A. Blackmun, and as a Special Assistant for Legislative and Public Affairs at the Department of Justice.

Mr. Ziglar has both undergraduate and law degrees from George Washington University. He is a member of the Bars of the District of Columbia, Virginia, Arizona and New York.

UNITED STATES SENATE
COMMITTEE ON ENERGY AND NATURAL RESOURCES

STATEMENT FOR COMPLETION BY PRESIDENTIAL NOMINEES

Name: ZIGLAR (LAST) JAMES (FIRST) WAASER (OTHER)

Position to which nominated: Assistant Secretary for Water and Science, Department of the Interior

Date of nomination: February 3, 1987

Date of birth: 12-08-45 (DAY) (MONTH) (YEAR)

Place of birth: Pascagoula, Mississippi

Marital status: married

Full name of spouse: Linda Kathleen Larsen Ziglar

Name and ages of children:

James W. Ziglar, Jr.	16
Jonathan W. Ziglar	13
Jeffrey W. Ziglar	9

Education:

Institution	Dates attended	Degrees received	Dates of degrees
SEE ATTACHMENT "A"			

Employment record: List below all positions held since college, including the title and description of job, name of employer, location, and dates.

SEE ATTACHMENT "B"

Published writings:

List the titles, publishers and dates of any books, articles, or reports you have written.

Casenote on California v. Green, 399 U.S. 149 (1970), The George Washington Law Review, Volume 39, Number 2, December 1970

Infrastructure Financing: An Overview, James W. Ziglar, Co-Author, Dillon, Read & Co., Inc. (1983)

Pooled Credit Plans Offer Financing Alternatives to Independent Hospitals, James W. Ziglar, Trustee (June 1983)

Future employment relationships:

1. Will you sever all connections with your present employer, business firm, association or organization if you are confirmed by the Senate?

Yes, (all connections have been severed as of 1/9/87, except participation in PaineWebber's group health program for which I am paying the full cost).

2. Do you have any plans after completing government service to resume employment, affiliation or practice with your current or any previous employer, business firm, association or organization? I have no contractual or informal arrangement with any person or business enterprise in regard to future employment. However, at the termination of my service with the Federa Government, it is my present intention to return to investment banking

3. Has a commitment for employment after you leave government been made to you by anyone? Have you made any such commitment?

No

4. (a) If you have been appointed for a fixed term, do you expect to serve the full term?

Not applicable

Future employment relationships—Continued

(b) If you have been appointed for an indefinite term, are there any known limitations on your willingness or ability to serve for the foreseeable future?

None

Financial statement:

1. Attach a copy of your Executive Personnel Financial Disclosure Report (SF 278).

2. List sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services and firm memberships or from former employers, clients, and customers. Amounts should be indicated by the categories established for reporting income on Form SF 278, Schedule A.

SEE ATTACHMENT "D"

3. Are you currently a party to any legal action? If so, describe its nature and status.

No

4. Have you ever declared bankruptcy? If so, describe the circumstances.

No

5. Have you filed a Federal income tax return for each of the last 10 years? If not, please explain.

Yes

6. Has the Internal Revenue Service ever audited your Federal tax return? If so, what resulted from the audit?

SEE ATTACHMENT "D"

Potential conflicts of interest—Continued

5. Explain how you will resolve any potential conflict of interest that may be disclosed by your responses to this form and the attachments thereto. Attach a statement of the appropriate agency ethics official explaining the applicable laws or regulations, any potential conflicts, and the action required to resolve such conflicts. As noted hereinbefore, I have severed all client and other business relationships. Consequently, I can envision no potential conflicts of interest that may arise.

6. Explain how you will resolve any potential conflicts of interest that may arise in the future if you are confirmed for the position for which you have been nominated.

Should a potential conflict of interest arise after confirmation, I will consult with the appropriate ethics official in the Department of the Interior. I will be guided by such official's counsel in the matter.

Public disclosure: Do you have any objections to this form and the attachments thereto being made public?

No

AFFIDAVIT

I, James W. Ziglar, being duly sworn, hereby state that I have read the foregoing Statement for Completion by Presidential Nominees, including all attachments thereto, and that the information provided therein is, to the best of my knowledge and belief, current, accurate, and complete.

James W. Ziglar
(Signature of Nominee)

Subscribed and sworn to before me this 5th day of Feb., 1987

Richard R. Lee
Notary Public

My commission expires July 14, 1987

Form approved by the Committee February 5, 1985.

United States Senate
Committee on Energy and Natural Resources
Statement for Completion by Presidential Nominees
James W. Ziglar
Attachment A

EDUCATION

Institution	Dates Attended	Degrees Received	Dates of Degrees
George Washington University Law School	September 1968 - June 1972	J.D.	June 1972
George Washington University	September 1964 - June 1968	B.A.	June 1968
Pascagoula High School, Pascagoula, Mississippi	September 1961 - June 1964	H.S. Diploma	June 1964

United States Senate
Committee on Energy and Natural Resources
Statement for Completion by Presidential Nominees
James W. Z'glar
Attachment B
Page 1 of 1

EMPLOYMENT RECORD

DATES	EMPLOYER	TITLE	DESCRIPTION
October 1984 to January 1987	PaineWebber Incorporated 1120 Twentieth Street, N.W. Suite 400 Washington, D.C. 20036	Managing Director	Investment Banker
August 1980 to October 1984	Dillon, Read & Co., Inc. 535 Madison Avenue New York, New York 10022	Senior Vice President Public Finance Department	Investment Banker
January 1977 to August 1980	O'Connor, Cavanagh, Anderson Westover, Killingsworth & Beshears One East Camelback Phoenix, Arizona 85012	Partner-in-Charge Public Finance Department	Lawyer
August 1973 to January 1977	Hudge Rose Guthrie Alexander & Ferdon 180 Maiden Lane New York, New York 10038	Associate Attorney Public Finance Department	Lawyer
July 1972 to August 1973	United States Supreme Court Washington, D.C.	Law Clerk to Associate Justice Harry A. Blackmun	Law Clerk
April 1971 to July 1972	United States Department of Justice Washington, D.C.	Special Assistant for Legislative and Public Affairs	Legislative and Public Affairs
July 1964 to April 1971	United States Senate Washington, D.C.	Aide to Senator James O. Eastland	Legislative Research

United States Department of the Interior

OFFICE OF THE SECRETARY
WASHINGTON, D.C. 20240

FEB - 4 1987

Mr. David H. Martin
Director, Office of Government Ethics
Office of Personnel Management
P.O. Box 14108
Washington, D.C. 20044

Dear Mr. Martin:

Enclosed is an updated financial disclosure report filed by Mr. James W. Ziglar for the position of Assistant Secretary - Water and Science, U.S. Department of the Interior. I have reviewed the report in compliance with 5 CFR §734.604(a). In addition to the standard conflict of interest prohibitions in 18 U.S.C. §§201-209, the Assistant Secretary - Water and Science is also subject to several prohibitions that apply only to employees in our Department. These additional prohibitions are 18 U.S.C. §437; 30 U.S.C. §6; 30 U.S.C. §1211(f); 43 U.S.C. §11 and 43 U.S.C. §31(a). Except for 30 U.S.C. §1211(f), the provisions of each of these statutes is extended to the Assistant Secretary - Water and Science by Department regulations in 43 CFR Part 20. The provisions of 30 U.S.C. §1211(f) apply directly to all Federal employees, including the Assistant Secretary - Water and Science, U.S. Department of the Interior, who perform functions under the Surface Mining Control and Reclamation Act of 1977.

In addition to the information provided on the SF-278, my certification is based on the following additional information and planned resolutions:

1. Mr. Ziglar resigned from PaineWebber Incorporated on January 9, 1987. He will receive salary and bonus payments from PaineWebber through an established company deferred payment plan. The payments Mr. Ziglar will receive are entirely for services he rendered while employed by the firm.

2. The property interest at 6201 E. Cactus Road, Lot 34, Scottsdale, Arizona is a single family residential rental property owned jointly by Mr. and Mrs. Ziglar.

3. The interest listed as 222 CS Associates, Ltd. is a real estate limited partnership. Mr. Ziglar is a limited partner in this partnership which owns commercial and residential rental property located at 222 Church Street, Philadelphia, Pennsylvania. This property is listed on the Register of Historic Landmarks by the National Park Service (NPS). Since this designation has already been assigned, further negotiations between the partnership and the NPS are not expected. If, for some reason, any negotiations regarding this designation are required between the partnership and NPS the general partners would handle them. Mr. Ziglar would not be involved.

4. JVF Associates is a publicly offered limited partnership. Mr. Ziglar is a limited partner in this partnership which owns, as lessor, the Federal Express headquarters building in Memphis, Tennessee.

5. Mrs. Ziglar maintains a computer systems consulting business, LKL Consultants. This firm conducts no business with the Department of the Interior.

6. Mr. Ziglar is continuing his participation in the PaineWebber health insurance program. This participation is at Mr. Ziglar's own expense and, under the firm's procedures, can only last for six months. Mr. Ziglar plans to convert his investment in the firm's life insurance program to a personal policy and he has withdrawn his interests in the firm's Savings Investment and Capital Accumulation plans. Mr. Ziglar exercised his PaineWebber Stock Options in January 1987. PaineWebber Incorporated conducts no business with the Department of the Interior.

7. Eagle Associates 1984A Drilling Program is a private oil and gas drilling partnership. According to Interior Department records, this partnership leases no federal lands from the Department and has no other business arrangements with the Department.

8. PaineWebber Pathfinders Treasury and Growth Stock Series, numbers 2 and 3, are well diversified mutual funds that are acceptable investments under our statutes and regulations.

9. Lexington Partners, L.P. is a private venture capital partnership. Mr. Ziglar is a limited partner in this partnership which has no known business with the Department of the Interior.

10. Champion International leases in excess of 200 acres of federal land from this Department for its forest products operations. Mr. Ziglar sold his stock interests in Champion International on October 15,1986 and he has reported his capital gains on Schedule A.

Each of Mr. Ziglar's other interests in specialized money market and tax-exempt funds, common stock, mutual funds and bonds was analyzed and all are acceptable investments under the statutes and regulations that will apply to Mr. Ziglar.

Mr. Ziglar was Director and Chairman of Financial Caucus for the National Water Resources Association (Association). Members of this Association of 17 Western Reclamation States are interested in and some are involved with programs that Mr. Ziglar will administer as Assistant Secretary. The Association has been very supportive of Department of the Interior water resources programs and the Association members participate in annual seminars and meetings with Department officials. Mr. Ziglar resigned his position with the Association in October 1986.

United States Senate
Committee on Energy and Natural Resources
Statement for Completion by Presidential Nominees
James W. Ziglar
Attachment C
Page 1 of 4

MEMBERSHIPS

Name in Full	Address	Type	From	To	Office Held
Sigma Alpha Epsilon	P.O. Box 1856 Evanston, IL 60204	Social Fraternity	1964	Present	None
George Washington University Student Council	George Washington University Washington, D.C.	Student Council Governing Body	1967	1968	Member, Chairman Committee on Student Rights and Responsibilities
Student Ad Hoc Committee For Freedom in Vietnam	514 "C" Street, N.E. Washington, D.C.	Organization Supporting U.S. Policy in Vietnam	1965	1966	Steering Committee Member
Greater Washington Committee For A Free Vietnam	Organization had no office	Organization supporting U.S. Policy in Vietnam	1965	1966	Chairman
U.S. Senate Staff Club	U.S. Senate Washington, D.C.	Staff Club for U.S. Senate Employees	1964	1971	None
Conservative Luncheon Club of Capitol Hill	U.S. Senate Washington, D.C.	Staff Club for Conservative Capitol Hill Employees	Late 1960's		Co-Founder and Member of Executive Committee
American Bar Association	750 Lake Shore Drive Chicago, IL 60611	Professional Organization	1972	Present	None

MEMBERSHIPS

Name in Full	Address	Type	From	To	Office Held
Virginia State Bar Association	801 East Main St. Richmond, VA 23219	Professional Organization	1972	Present	None
Virginia Trial Lawyers Association	406 West Franklin St. Richmond, VA 23220	Professional Organization	Mid-1970's		None
District of Columbia Bar Association	1707 "L" Street, N.W. Washington, D.C.	Professional Organization	1973	Present	None
Association of the Bar of the City of New York	42 West 44th Street New York, NY 10036	Professional Organization	1975	Present	None
State Bar of Arizona	363 North First Ave. Phoenix, AZ 85003	Professional Organization	1977	Present	None
Maricopa County, Az Bar Association	3003 North Central Phoenix, AZ 85012	Professional Organization	Late 1970's		None
National Association of Bond Lawyers	P.O. Box 397 Hinsdale, IL 60522	Professional Organization	1978	Present	Chairman, Committee on Financing Housing
Government Finance Officers Association	180 N. Michigan Chicago, IL 60601	Professional Organization	Late 1970's	Present	None
Government Finance Officers Association of the Washington Metropolitan Area	P.O Box 604 Washington, D.C.	Professional Organization	1984	Present	None

United States Senate
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Statement For Completion by Presidential Nominee
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MEMBERSHIPS

Name in Full	Address	Type	From	To	Office Held
Maryland Public Finance Officers Association	401 E. Fayette Street Fifth Floor Baltimore, MD	Professional Organization	1985	Present	None
Equestrian Manor Residents Association, Inc.	6201 East Cactus Rd. Scottsdale, AZ 85254	Homeowner's Association	1977	Present	President 1979-1980
National Health Lawyers Association	522 21st St., N.W. Washington, D.C.	Professional Organization	Early 1980's	Present	None
Catholic Health Association	4455 Woodson Road St. Louis, MO 63132	Professional Organization	Early 1980's	Present	None
Men's League, Scottsdale Arts Center Association	7383 Scottsdale Mall Scottsdale, AZ 85251	Organization to Support the Arts	Late 1970's		None
Finance Forum of Washington, D.C.	725 15th St., N.W. Suite 400 Washington, D.C.	Professional Organization	1984	Present	None
Municipal Forum of New York	New York, NY	Professional Organization	Mid -1970's	Present	None
Scottsdale Chamber of Commerce	7333 Scottsdale Mall Scottsdale, AZ 85251	Community Business Organization	Late 1970's		None

United States Senate
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Statement For Completion by Presidential Nominee
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MEMBERSHIPS

Name in Full	Address	Type	From	To	Office Held
National Water Resources Association	955 L'Enfant Plaza Suite 1201 Washington, D.C.	Professional Organization	Early 1980's	October 1986	Board Member, Chairman, Financial Caucus
Municipal Bond Attorney's Workshop (Now merged with National Association of Bond Lawyers)		Professional	Mid 1970's	Present	Chairman-elect 1980
University Club	1135 Sixteenth Street Washington, D.C.	Social Organization	1985	Present	None
First Baptist Church Of Washington, D.C.	16th & O Streets, N.W. Washington, D.C.	Church	1965 1981	1973 Present	Board of Deacons, Finance Committee, Sunday School Teacher

United States Senate
Committee on Energy and Natural Resources
Statement For Completion by Presidential Nominees
James W. Ziglar
Attachment D
Page 1 of 1

FINANCIAL STATEMENTS

2. (a) On March 15, 1987, I will receive a $350,000 deferred bonus payment which was earned in PaineWebber's fiscal year ended September 30, 1986.

(b) In 1988, I will receive a deferred bonus of $50,000 from PaineWebber for services rendered during the period of October 1, 1986 to December 31, 1986.

6. My 1973 return was audited and no adjustment was required. I recently was notified that my tax return for tax year 1984 is being audited. I have responded to a request for information and have had no further contact with the Internal Revenue Service.

POTENTIAL CONFLICTS OF INTEREST

3. During the past 10 years, I have worked with the Legislatures in Arizona, Colorado and Mississippi on various pieces of legislation authorizing the financing of public projects such as housing, health care, water and sewer and industrial development. In each case I have provided technical assistance on legislative matters.

My activities at the Federal level occurred during the period of 1977-1980, during which time I was practicing law in Phoenix, Arizona. During that three year period, I provided professional services on legislative matters to Pacific Lighting Corporation in connection with that company's unsuccessful efforts to obtain a federal loan guarantee for a coal gasification plant on the Navajo reservation in Arizona; I represented the Central Arizona Homebuilders Association in connection with its efforts to prevent the transfer of the Phoenix HUD insuring office to Los Angeles; and I represented the National Association of Bond Lawyers (in my capacity as Chairman of the Committee on Financing Housing) with respect to legislation restricting the use of mortgage revenue bonds.

The Northern Colorado Water Conservancy District, the Colorado Water Resources and Power Development Authority and the St. Vrain and Left Hand Water Conservancy District are clients of PaineWebber, Incorporated. As former Managing Director for PaineWebber, Mr. Ziglar provided investment banking services for each of these organizations. Each of these organizations can be affected by the operations of the Department's Bureau of Reclamation. From discussions with Bureau of Reclamation regional officials, I have determined that Mr. Ziglar's past services to the organizations dealt only with investment banking concerns and that Mr. Ziglar did not represent these organizations before the Department of the Interior. We are not aware of any controversial issues involving the Department and these organizations and if such issues were to arise they would be handled at the regional office level. Mr. Ziglar ceased his involvement with the investment banking services provided to these organizations when he left PaineWebber. Based on our review and analysis we find no basis for requesting a recusal.

My review of the other items reported by Mr. Ziglar reveals no problem with any applicable conflict of interest statutes or regulations. Please call me if you have any further questions.

Sincerely,

Gabriele J. Paone

Gabriele J. Paone
Deputy Agency Ethics and Audit
Coordination Official

Enclosure

cc:
Mr. Ziglar
Diana G. Holland, WH
Mr. Shafferman, SOL/GL

SF 278 (Rev. 1/85)
FPM Chapter 734
U.S. Office of Personnel Management

Financial Disclosure Report

Form Approved
OMB No. 3209-0001

Reporting Status (Check Appropriate Box)			Agency Use Only	OGE Use Only	Date of [illegible] Nomination (Mo., Day, Yr.)	Termination Date (If Applicable) (Month, Day, Year)
☐ Incumbent	☒ New Entrant, Nominee, or Candidate	☐ Termination Filer	FEB 1987 ★		February 3, 1987	

	Last Name	First Name and Middle Initial
Reporting Individual's Name	ZIGLAR	JAMES W.
Position for Which Filing	Title of Position: Assistant Secretary for Water and Science	Department or Agency (If Applicable): Department of the Interior
Location of Present Office	Address (Number, Street, City, State and ZIP Code): Department of the Interior 18th & C Streets, NW, Room 6651, Washington, DC	Telephone No. (Include Area Code): (202) 343-2186
Position(s) Held With the Federal Government During the Preceding 12 Months (If Not Same as Above)	Title of Position(s) and Date(s) Held: Consultant - U.S. Department of the Interior January 12, 1987 to present	

	Name of Congressional Committee Considering Nomination	Do You Intend to Create a Qualified Diversified Trust?
Presidential Nominees Subject to Senate Confirmation	U.S. Senate Committee on Energy and Natural Resources	☐ Yes ☒ No

	Signature	Date (Month, Day, Year)
Certification I CERTIFY that the statements I have made on this form and all attached schedules are true, complete and correct to the best of my knowledge and belief.	Signature of Reporting Individual: James W. Ziglar	February 4, 1987
Other Review (If desired by agency)	Signature of Other Reviewer:	Date (Month, Day, Year):
Agency Ethics Official's Opinion The information contained in this report discloses no conflict of interest under applicable laws and regulations.	Signature of Designated Agency Ethics Official/Reviewing Official: Gabriele J. Paone Deputy Agency Ethics Official	Date (Month, Day, Year): FEB - 4 1987
Office of Government Ethics Use Only	Signature:	Date (Month, Day, Year):

Comments of Reviewing Officials (If additional space is required, use the reverse side of this sheet)

(Check box if comments are continued on the reverse side) ☐

Reporting Periods

Incumbents: Complete Schedules A, B, C, and Part I of D. The reporting period is the preceding calendar year except for Part II of Schedule C and Part I of Schedule D where you must also include any positions held or agreements or arrangements made from the beginning of the filing year until the date you file.

Termination Filers: Complete Schedules A, B, C, and Part I of D. The reporting period begins at the end of the period covered by your previous filing and ends at the date of termination.

Nominees, New Entrants and Candidates for President and Vice President: Complete Schedules A, C, and D. (Candidates do not file Part II of Schedule D.)

- **Schedule A**—The reporting period for income (BLOCK C) and Transactions Test (BLOCK D) is the preceding calendar year and the current calendar year up to the date of filing. Value assets in BLOCK B as of any date you choose that is within 31 days of the date of filing.
- **Schedule C, Part I** (Liabilities)—The reporting period is the preceding calendar year and the current calendar year up to any date you choose that is within 31 days of the date of filing.
- **Schedule C, Part II** (Agreements and Arrangements)—Show any agreements or arrangements as of the date of filing.
- **Schedule D**—The reporting period is the preceding two calendar years and the current calendar year up to the date of filing.

NSN 7540-01-070-6444

SF 278 (Rev. 1/95)
FPM Chapter 734
U.S. Office of Personnel Management

Form Approved
OMB No. 3209-0982

Reporting Individual's Name	Assets and Income	Page Number	Schedule
James W. Ziglar		2 of 15	A

All Filers: In BLOCK A report (a) the identity of each asset held for the production of income at the close of the reporting period which had a fair market value exceeding $1000 and (b) any other asset or source of income which generated over $100 in income during the reporting period. This includes but is not limited to employers, stocks, bonds, tax shelters, bank accounts, real property, mutual funds, pensions, IRA assets, assets of certain trusts, commodities futures, personal businesses and partnership interests. **Exclude** your personal residence unless you rent it out. See instructions for rules on bank accounts and complex holdings.

All Filers: In BLOCK B report the value of each asset listed in BLOCK A which had a fair market value exceeding $1000 at the close of the reporting period.

All Filers: In BLOCK C report the type and amount of income exceeding $100 or more received from the assets and other sources of income listed in BLOCK A. You must report the **actual amount** of any income not of a type specifically noted below. You need not report the actual amount of your spouse's earned income, only the source in BLOCK A. You may not check "qualified trust" unless you have a blind trust which has been specifically approved by the Office of Government Ethics. If you, your spouse or dependent child are the beneficiary of a trust which no one of you created and has no knowledge of the assets, refer to the instructions to see if it qualifies as an "excepted trust." If "none" (or less than $101) is checked under Category of Amount of Income, no other entries need be made in BLOCK C for that item.

Incumbents and Termination Filers only: In BLOCK D, for any real property, stocks, bonds, commodities futures and other securities listed in BLOCK A, did you purchase, sell, or exchange the item during the reporting period for a value that exceeds $1000?

BLOCK A Assets & Income Sources			BLOCK B Valuation of Assets								BLOCK C Income															BLOCK D Transactions Test	
Identify each asset and income source of yours, your spouse(S) and your dependent child (DC). NONE ☐			Category of Value (X)								Type of Income (X)							Other (Specify Type)	Category of Amount of Income (X)								Actual Amount Only if "Other" Specified	Date (Mo., Day, Yr.) Only if Honoraria	If yes, complete Schd. B Part I for those assets including those sold for a loss.	
			None (or less than $1001)	$1,001 $5,000	$5,001 $15,000	$15,001 $50,000	$50,001 $100,000	$100,001 $250,000	Over $250,000	Dividends	Rent	Interest	Capital Gains	Excepted Trust	Qualified Trust		None (or less than $101)	$101 $1,000	$1,001 $2,500	$2,501 $5,000	$5,001 $15,000	$15,001 $50,000	$50,001 $100,000	Over $100,000			YES	NO
S or DC	Examples	X Y Z Common				X				X										X							X	
		Doe Jones & Smith, Hometown, USA			X											ptnrship income									$50,000			
1		SEE ATTACHMENT																										
2																												
3																												
4																												
5																												
6																												
7																												
8																												
9																												
10																												

SCHEDULE A

	BLOCK A ASSETS & INCOME SOURCES	BLOCK B VALUATION OF ASSETS	BLOCK C INCOME TYPE	 CATEGORY
1.	PaineWebber Incorporated (including deferred income received in 1986 and income earned in 1986		Salary and Bonus 1/1/86 - 1/9/87 but deferred through March 1988)	$830,769.23
2.	6201 East Cactus Road #34 Scottsdale, Arizona 85254	Over $250,000	Rent	$15,001 - $50,000
3.	222 CS Associates, Ltd. (Real Estate Limited Partnership)	$15,001-$50,000	Rent (see note 1)	$15,001-$50,000
4.	JVF Associates Ltd.	$50,001-$100,000	Rent (see note 2)	$50,001-$100,000
5.	LKL Consultants (Wife's systems consulting business)	$1,001-$5,000		
6.	PaineWebber Savings Investment Plan (Cash value of interest in plan will be distributed in the near future and deposited in an individual retirement account)	$50,001-$100,000	Dividends Interest Company Contribution	$3262.66
7.	PaineWebber Stock Options (options exercised January, 1987)	$5,001-$15,000		None (or less than $101)

*/1 Partnership income derived from rental income. Qualified investment income in 1985 was $8,390 per investment unit and total partnership income was <$13,301> per investment unit. I have estimated qualified investment income in the reporting period in the $15,001-$50,000 category based upon the general partner's estimate of $10,385 of net rental income per investment unit for 1986 and total partnership income of <$11,600> per investment unit for 1986.

*/2 Partnership income derived from net lease of property. Qualified investment income in 1985 was $29,383 for my investment interest (1/2 of a unit) and net partnership income for my investment interest was <$26,036>. I have estimated qualified investment income in the $50,001-$100,000 category since the lease payments will be approximately the same as 1985.

SCHEDULE A

BLOCK A ASSETS & INCOME SOURCES	BLOCK B VALUATION OF ASSETS	BLOCK C INCOME TYPE	CATEGORY
8. Century Bank, Phoenix Arizona, Common Stock	$5,001-$15,000		None (or less than $101)
9. Riggs National Bank (checking account)	$1,001-$5,000	Interest	$101-$1,000
10. Home Federal Savings and Loan (escrow account for home real estate taxes)	$1,001-$5,000	Interest	$101-$1,000
11. PaineWebber Tax-Exempt Money Market Fund	$15,001-$50,000	Interest	$1,001-$2,500
12. Dreyfus Intermediate Tax-Exempt Fund	$1,001-$5,000	Interest	$101-$1,000
13. Champion International Corp. Common Stock		Capital Gains and Dividends	$101-$1,000
14. Staley Continental Inc. Common Stock		Capital Gains and Dividends	$1,001-$2,500
15. U.S. Department of Treasury (interest on overpayment of taxes)		Interest	$101-$1,000
16. Champion Spark Plug Common Stock		Capital Gains and Dividends	None (or less than $101)
17. Insituform East Inc. Common Stock	$5,001-$15,000		None
18. Eagle Associates 1984A Drilling Program	$1,001-$5,000		None

SCHEDULE A

	BLOCK A ASSETS & INCOME SOURCES	BLOCK B VALUATION OF ASSETS	BLOCK C INCOME TYPE	CATEGORY
19.	Various Life Insurance Policies with Northwestern Mutual Life Insurance Co. (cash value)	$15,001-$50,000		None
20.	Allegheny International Common Stock	$5,001-$15,000		None
21.	Computer Business Supplies Common Stock	$1,001-$5,000		None
22.	Jewelcor Inc. Common Stock	$5,001-$15,000		None
23.	Wendy's International Inc. Common Stock	$5,001-$15,000		None (or less than $101)
24.	Baltimore County, Maryland Revenue Bond (zero coupon bonds)	$5,001-$15,000		None
25.	Maryland Community Development Authority Revenue Bonds (zero coupon bonds)		Accreted Value at Redemption	$101-$1,000
26.	PaineWebber Pathfinders Treasury and Growth Stock Series #2 (IRA account)	$15,001-$50,000	Dividend	$101-$1,000
27.	Summa Medical Corp. Common Stock (IRA account)	None (or less than $1,001)		None
28.	Certificates of Accrual on Treasury Securities Due 11/15/92 (IRA account)	$1,001-$5,000		None

SCHEDULE A

	BLOCK A ASSETS & INCOME SOURCES	BLOCK B VALUATION OF ASSETS	BLOCK C TYPE	BLOCK C INCOME CATEGORY
29.	U.S. Treasury Bond (STRIP) Due 11/15/03 (IRA Account)	$15,001-$50,000		None
30.	U.S. Treasury Bond (STRIP) Due 5/15/05 (IRA Account)	$1,001-$5,000		None
31.	U.S. Treasury Bond (STRIP) Due 5/15/06 (IRA Account)	$5,001-$15,000		None
32.	U.S. Treasury Bonds (STRIP) Due 11/15/06 (IRA Account)	$5,001-$15,000		None
33.	Columbia Savings and Loan Zero Coupon Certificates of Deposit (IRA Account)	$1,001-$5,000		None
34.	Florida Federal Savings and Loan Association Zero Coupon Bonds (IRA Account)	$1,001-$5,000		None
35.	Goldome Savings Bank Zero Coupon Certificate of Deposit (IRA Account)	$1,001-$5,000		None
36.	PaineWebber Money Market Fund (IRA Account)	$1,001-$5,000	Interest	$1,001-$2,500
37.	Lexington Partners, L.P. (private venture capital limited partnership; Dillon, Read & Co. Inc. -general partner)	$5,001-$15,000	Dividend	None (or less than $101)
38.	U.S. Treasury Bonds Due 11/15/93 (Wife's Keogh Account)	$5,001-$15,000	Interest	$101-$1,000

SCHEDULE A

	BLOCK A ASSETS & INCOME SOURCES	BLOCK B VALUATION OF ASSETS	BLOCK C TYPE	BLOCK C INCOME CATEGORY
39.	Columbia Savings and Loan Association Zero Coupon Certificates of Deposit (Wife's Keogh Account)	$5,001-$15,000		None
40.	PaineWebber Money Market Fund (Wife's Keogh Account)	$1,001-$5,000	Interest	None (or less than $101)
41.	Certificates of Accrual on Treasury Securities Due 11/15/93 (Wife's IRA Account)	$1,001-$5,000		None
42.	Certificates of Accrual on Treasury Securities Due 11/15/95 (Wife's IRA Account)	$1,001-$5,000		None
43.	PaineWebber Money Market Fund (Wife's IRA Account)	None (or less than $1,001)	Interest	None (or less than $101)
44.	U.S. Treasury Bonds (STRIP) Due 5/15/01 (IRA Account)		Capital Gains	$2,501-$5,000
45.	U.S. Treasury Bonds (STRIP) Due 11/15/01 (IRA Account)		Capital Gains	$2,501-$5,000
46.	U.S. Treasury Bonds (STRIP) Due 5/15/02 (IRA Account)		Capital Gains	$1,001-$5,000
47.	PaineWebber Pathfinders Treasury and Growth Series #3 (James W. Ziglar Jr.'s Account)	None (or less than $1,001)		None
48.	PaineWebber Money Market Fund (James W. Ziglar Jr.'s Account)	None (or less than $1,001)		None

SCHEDULE A

	BLOCK A ASSETS & INCOME SOURCES	BLOCK B VALUATION OF ASSETS	BLOCK C TYPE	BLOCK C INCOME CATEGORY
49.	PaineWebber Pathfinders Treasury and Growth Series #3 (Jonathan W. Ziglar's Account)	$1,001-$5,000		None
50.	PaineWebber Money Market Fund (Jonathan W. Ziglar's Account)	None (or less than $1,001)		None
51.	PaineWebber Pathfinders Treasury and Growth Series #3 (Jeffrey W. Ziglar's Account)	$1,001-$5,000		None
52.	PaineWebber Money Market Fund (Jeffrey W. Ziglar's Account)	None (or less than $1,001)		None
53.	PaineWebber Capital Accumulation Plan (not vested)	$1,001-$5,000		None
54.	Triple-A Associates (1/4 interest in Arabian Stallion)	$1,001-$5,000		None
55.	O'Connor, Cavanagh, Anderson, Westover, Killingsworth & Beshears, P.A., Phoenix, Arizona Defined Benefit Pension Plan	$1,001-$5,000 (note: I have withdrawn from the plan and received a lump sum distribution.)		
56.	Standard Federal Savings & Loan Association (Linda K. Ziglar's Business Account)	$1,001-$5,000	Interest	None (or less than $101)
57.	JLG Industries Common Stock	$5,001-$15,000		None
58.	PaineWebber Incorporated Common Stock	$15,001-$50,000		None

SF 278 (Rev. 1/95)
FPM Chapter 734
U.S. Office of Personnel Management

Form Approved
OMB No. 3209-0060

Reporting Individual's Name
James W. Ziglar

Page Number	9 of 15	Schedule B

Part I
Transactions

Incumbents and Termination Filers only: Report any purchase, sale or exchange by you, your spouse or dependent child during the reporting period of any real property, stocks, bonds, commodities futures, and other securities when the amount of the transaction exceeded $1,000. Include transactions that resulted in a loss. Do not report a transaction involving property used solely as your personal residence, or a transaction between you, your spouse or your dependent child.

NONE ☐

S or DC	Example	Identification of Assets	Type of Transaction (X)				Amount of Transaction (X)					
			Purchase	Sale	Exchange	Date (Mo., Day, Yr.)	$1,001-$8,000	$8,001-$15,000	$15,001-$50,000	$50,001-$100,000	$100,001-$250,000	Over $250,000
	Example	X Y Z Common	X			2/1/83			X			
1		Not applicable.										
2												
3												
4												
5												
6												

Part II
Gifts, Reimbursements and Travel Expenses

Incumbents and Termination Filers only:
Report the source, a brief description and the value of: (1) in-kind gifts of transportation, lodging, food or entertainment received from one source totaling $250 or more unless received as personal hospitality at the donor's personal or family residence; (2) other gifts received from one source totaling $100 or more in value; and (3) cash reimbursements of $250 or more received from one source. Exclude gifts and reimbursements received by your spouse that were given totally independent of their relationship to you. **Exclude** transportation, lodging, food and reimbursements from the U.S. Government. For (1) and (2), **exclude** gifts from relatives and **exclude** gifts of $35 or less when aggregating them for the total from one source. See instructions for further exclusions.

NONE ☐

S		Source (Name and Address)	Brief Description	Value
	Example	Nat'l Assn. of Rock Collectors, NY, NY	Airline ticket, hotel room & meals incident to national conference 6/15/83	$500
	Example	Nat'l Assn. of Rock Collectors, NY, NY	Leather briefcase for retiring president	$126
1		Not applicable.		
2				
3				
4				
5				
6				

PREVIOUS EDITION USABLE

278-1/95

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FPM Chapter 734
U.S. Office of Personnel Management

Form Approved
OMB No. 3209-0982

Reporting Individual's Name
James W. Ziglar

Page Number	10 of 15	Schedule C

Part I
Liabilities

All Filers: Report liabilities over $10,000 owed to any one creditor at any time during the reporting period by you, your spouse or dependent child. Check the highest amount owed during the reporting period. **Exclude** a mortgage on your personal residence unless it is rented out, loans secured by automobiles, household furniture or appliances, and liabilities owed to relatives. See instructions for revolving charge accounts.

NONE ☐

		Creditor (Name and Address)	Type of Liability	Date Incurred	Interest Rate	Term if applicable	Category of Amount or Value (X) $10,001 to $15,000	$15,001 to $50,000	$50,001 to $100,000	$100,001 to $250,000	Over $250,000
S or DC	Example	First District Bank, Washington, DC	Mortgage on rental property, Rehoboth Beach, Delaware	1981	13%	25 yrs			X		
		John Jones, 123 J St., Washington, DC	Promissory note	1979	10%	on demand	X				
1		SEE ATTACHMENT									
2											
3											
4											
5											
6											

Part II
Agreements Or Arrangements

All Filers: Report your agreements or arrangements for future employment, leaves of absence, continuation of payment by a former employer (including severance payments), or continuing participation in an employee benefit plan. See instructions regarding the reporting of negotiations for any of these arrangements or benefits.

NONE ☐

	Status and Terms of any Agreement or Arrangement	Parties	Date (Mo., Yr.)
Example:	Pursuant to partnership agreement, will receive capital account & partnership share calculated on service performed through 11/83	Doe Jones & Smith, Home town, USA	7/75 pthership agmnt.
	SEE ATTACHMENT		

PREVIOUS EDITION USABLE

PART I - LIABILITIES

SCHEDULE C

Creditor (Name and Address)	Type of Liability	Date Incurred	Interest Rate	Term	Category
1. MeraBank 20002 North 19th Avenue Phoenix, Arizona 85027	First and Second Mortgage on Rental Property in Scottsdale, Arizona	1977 1983	8 3/4% 10 5/8%* (*3 year adjustable)	30 years 30 years	$50,001-$100,000 $100,001-$250,000
2. PaineWebber Inc. 1120 20th Street, N.W. Washington, D.C. 20036	Margin Account (Paid In Full January, 1987)	1985	Broker Rate Based	Demand	$15,001-$50,000
3. Morgan Guaranty Trust Co. Rockefeller Center New York, New York	Line of Credit (Paid In Full January, 1987)	est. 1981	18%	4 years	$10,001-$15,000
4. Morgan Guaranty Trust Co. Rockefeller Center New York, New York	Unsecured Personal Loan		16%	March 1987	$50,000-$100,000
5. JVF Associates, Ltd. 733 Third Avenue New York, New York	Loan for Partnership Interest	1984	11.5%	7 years	$50,001-$100,000
6. Citibank 55 Wall Street New York, New York	Line of Credit (Paid In Full January, 1987)	est. 1970's	18%	3 years	$10,001-$15,000
7. Northwestern Mutual Life Insurance Company 720 East Wisconsin Avenue Milwaukee, Wisconsin 53202	Loan Against Insurance Policies	Various Dates since 1970's	Varies	None	$15,001-$50,000
8. 222 CS Associates 304 Arch Street Philadelphia, Pennsylvania	Capital Call For Operating Deficit (Paid In Full January, 1986)	1985	None	Demand	$10,001-$15,000
9. Landon School Wilson Lane Bethesda, Maryland	Tuition	Each August	None	Payable August and January	$15,001-$50,000

PART II
AGREEMENT OR ARRANGEMENTS

I have no contractual or informal arrangement with any person or any business enterprise in regard to future employment. I have continued participation, at my own expense, in PaineWebber's group health insurance program until I am qualified to enroll in a federal group health program.

Lawrence Davenport

Since 1982, Dr. Davenport has been Assistant Secretary for Elementary and Secondary Education, U.S. Department of Education. Previously, he served as Associate Director for Domestic and Anti-Poverty Operations, ACTION, 1981-1982; he was Provost for the San Diego Community College District, 1979-1981; served as President, San Diego Community College Educational Cultural Complex, 1974-1979; was Vice President for Development, Tuskegee Institute, 1972-1974; and Assistant Dean for Special Projects, the University of Michigan-Flint, 1969-1972.

Dr. Davenport has received many awards throughout the nation recognizing his achievements. He has also served in many civic organizations in the areas where he has resided.

Dr. Davenport graduated from Lansing Community College (A.A., 1962), Michigan State University (B.A., 1968 and M.A.), and Fairleigh Dickinson University (Ph.D., 1975). He is married, has three children and resides in Reston, Virginia. Dr. Davenport was born October 13, 1944 in Lansing, Michigan.

UNITED STATES SENATE
COMMITTEE ON ENERGY AND NATURAL RESOURCES
STATEMENT FOR COMPLETION BY PRESIDENTIAL NOMINEES

Name: DAVENPORT (LAST) Lawrence (FIRST) Franklin (OTHER)

Position to which nominated: Assistant Secretary for Management & Administration Date of nomination:

Date of birth: 13 (DAY) 10 (MONTH) 44 (YEAR) Place of birth: Lansing, Michigan

Marital status: Married Full name of spouse: Cecelia Jackson Davenport

Name and ages of children: Laurence 19; Anita 18; Anthony 10

Education:

Institution	Dates attended	Degrees received	Dates of degrees
St. Mary's High School Lansing, Michigan	1959-62	HSD	6/3/62
Lansing Community College Lansing, Michigan	1962-65	AA	6/13/65
Michigan State University E. Lansing, Michigan	1964-66	BA	12/17/66
Michigan State University E. Lansing, Michigan	1966-68	MA	3/16/68
Fairleigh Dickinson Univ. Rutherford, N.J.	1972-75	EdD	5/25/75

Employment record: List below all positions held since college, including the title and description of job, name of employer, location, and dates.

9/67-8/68 - Instructor, Social Sciences - Lansing, Community College

7/68-6/69 - Instructor, Afro-American History - Lansing Comm. Coll.

7/68-5/69 - Assistant Director of Student Activities - Lansing Comm Co

5/69-9/72 - Assistant Dean for Special Projects - Univ of MI, Ann Arbo

8/72-9/74 - Vice President for Development - Tuskegee Institute, AL

9/74-6/79 - President - SDCCD Educational Cultural Complex

7/79-6/81 - Provost - San Diego Community College District (SDCCD)

1972-6/81 - Adjunct Professor - Cal. State, Long Beach

Employment record—Continued

1980-81 - Adjunct Professor - Pepperdine University

1980-5/81 - Adjunct Professor - Webster College

7/81-10/82 - Associate Director for Domestic & Anti-Poverty Operations, ACTION

10/82-Present - Assistant Secretary for Elementary & Secondary Education, Department of Education

Military service: Describe any military service not listed above, including dates, rank, and type of discharge.

N/A

Honors and awards: List below all scholarships, fellowships, honorary degrees, military medals, honorary society memberships, and any other special recognitions for outstanding service or achievement.

Please see attached pages

Memberships: List below all memberships and offices held in professional, fraternal, business, scholarly, civic, charitable and other organizations.

Organization	Dates	Office held (if any)
Urban League of Lansing, MI	67-69	
Urban League of Flint, MI	70-72	Brd of Directors
Urban League of San Diego	77-81	Chmn of Board
Opportunities Industrialization Center/Flint	71-72	Brd of Directors
Opportunities Industrialization Center/San Diego	79-81	Member, Brd of Directors
San Diego County Development Board	77-81	Brd of Directors
Lansing Catholic Alumni Association	Present	Member

(Continued)

AWARDS AND PRESENTATIONS

Who's Who in California, 1981-82

Who's Who in Finance and Industry, 1981-82

Directory of Distinguished Americans, 1981 Edition

Honorary Citizen of the State of Alabama, 1981

The American Registry, First Edition, Fall, 1980

Outstanding Young Men of America, 1975, 1976, 1977, 1978, 1979, 1980

Dictionary of International Biography, Volume XVI, 1979-1980 Edition

International Who's Who in Community Service, Winter, 1980

Men of Achievement, Seventh Edition, 1979-80, Eighth Edition, Spring, 1981

Who's Who Among Black Americans, 1975-76, 1977-78, 1979-80, 1980-81, 1985-86

Who's Who in the West, 17th Edition

Notable Americans of 1978-79

Personalities of the West and Midwest, 1978, 1979, 1980

Outstanding Young Citizen of San Diego, 1978, San Diego Jaycees

Certificate of Recognition - Masjid Muhammad #8, June, 1977

Honorary Lt. Colonel, Aide-de-Camp, in the Alabama State Militia in the service of the Governor of Alabama, June, 1977

Resolution, Urban League of San Diego, Inc., June, 1977

Congratulatory letter from Pete Wilson, Mayor of San Diego, June, 1977

Don Diego Award for Outstanding Achievement - San Diego Convention and Visitors Bureau, June, 1977

Roots Challenge Award for promoting academic excellence and progressive community development in ECC service area, Faculty Senate, June, 1977

Certificate of Recognition - San Diego Black Nurses Association, June, 1977

Proclamation, San Diego Unified School District Board of Education, June, 1977

Certificate of Recognition, San Diego Neighborhood House Association, June, 1977

Award for tireless efforts in the field of education in San Diego, Model Ex-Offenders, Inc., June, 1977

Award for dedicated services to ECC, Councilman and Mrs. Leon Williams, June, 1977

Award for achievement in planning, coordinating, directing and motivating outstanding youth growth at ECC, Action Enterprises Development, June, 1977

Resolution, California State Senate, Introduced by Senator James R. Mills, June, 1977

Certificate of Merit, San Diego Chapter of Operation PUSH, 1975

Certificate of Appreciation, North Park Lions Club, 1974

Certificate of Appreciation, Greater Lansing Urban League, 1973

Recipient of the Keys to the Cities of New Orleans, Louisiana; Tuskegee, Alabama; and San Diego, California

Honorary Citizen of New Orleans, Louisiana, January, 1973

Award for services as Chairman, The National Advisory Council on Vocational Education

Award of Merit for service to Vocational Education, Bureau of Occupational, Technical and Adult Education

Citation and Presidential cufflinks for service as Chairman of the National Advisory Council on Vocational Education, The President of the United States

Resolution, The Michigan State House of Representatives, for service as Chairman of the National Advisory Council on Vocational Education and contributions to the youth of Michigan and the United States, January 13, 1973

National VICA Appreciation Certificate for special service in the development of industrial youths

Award for Outstanding Achievement in Education, National Association of Negro Business and Professional Women, Flint Chapter, March 12, 1972

Honorary Co-Chairman for the National Black Educators, National Membership Awards Banquet, 1972

VICA Blue Blazer for contributions to youth organizations and education, California Chapter

DECA Association Blue Jacket for contributions to youth organizations and education

Award for Outstanding Service to Education, Hawaii Practical Arts and Vocational Association

Award for Outstanding Service to Industrial Youth of America engaged in Vocational Education

Selected to assist in the selection of the Star Agri-Businessman of 1971, Future Farmers of America Conference, 1971

Representative to the Emergency Conference on Higher Education for Minority and Poor Youth, Antioch College, 1970

Honorary Adjutant in the Silver State Militia in service to the Governor of Nevada, 1971

Honorary Texan, March, 1971

Resolution passed by the Michigan State House of Representatives for service in Compensatory Education

Award for Outstanding Service to Vocational Education and FFA, Future Farmers of America, October 14, 1971

Recipient of the Vocational Industrial Clubs of America (VICA) Gavel as a symbol of leadership, National VICA, California Chapter

Memberships - Continued

Lansing Community College Alumni Association	Present	Member
Fairleigh Dickinson Alumni Association	Present	Member
Neighborhood Home Loan Counseling Service	78-81	Member, Citizens Advisory Council
Neighborhood House Association of San Diego	77-81	Member, Board of Directors
Executive Level IV Presidential Appointees Organization	84-Present	Board of Directors
Martin Luther King, Jr. Federal Holiday Commission	85-Present	Commissioner/ Secy/Treasurer

Published writings:

List the titles, publishers and dates of any books, articles, or reports you have written.

Please see attached pages

Future employment relationships:

1. Will you sever all connections with your present employer, business firm, association or organization if you are confirmed by the Senate?

Yes

2. Do you have any plans after completing government service to resume employment, affiliation or practice with your current or any previous employer, business firm, association or organization?

No

3. Has a commitment for employment after you leave government been made to you by anyone? Have you made any such commitment?

No

4. (a) If you have been appointed for a fixed term, do you expect to serve the full term?

N/A

SF 278 (Rev. 1/95)
FPM Chapter 734
U.S. Office of Personnel Management

Form Approved
OMB No. 3209-0062

Reporting Individual's Name
James W. Ziglar

Page Number	13 of 15	Schedule D

Part I
Positions Held Outside U.S. Government

All Filers: Report any positions held during the applicable reporting period. Positions include but are not limited to those of an officer, director, trustee, general partner, proprietor, representative, employee or consultant of any corporation, firm, partnership, or other business enterprise or any non-profit organization or educational institution.

Exclude positions with religious, social, fraternal, or political entities or those solely of an honorary nature.

NONE ☐

Organization (Name and Address)	Type of Organization	Position Held	From (Mo., Yr.)	To (Mo., Yr.)
Examples: Nat'l Assn. of Rock Collectors, NY, NY	Non-profit education	President	6/82	6/83
Doe Jones & Smith, Hometown, USA	Law firm	Partner	7/75	11/83
National Water Resources Association 955 L'Enfant Plaza, SW, Washington, D.C.	Association of 17 Western Reclamation States	Director and Chairman of Financial Caucus	11/84	10/86
PaineWebber Incorporated 1120 20th Street, NW, Washington, D.C. 20036	Investment Banking	Managing Director	10/84	1/87
Dillon, Read & Co. Inc. 535 Madison Avenue, New York, N.Y. 10022	Investment Banking	Senior Vice President	8/80	10/84

Part II
Compensation In Excess Of $5000 Paid by One Source

Nominees and New Entrants only: Report sources of such compensation received by you or your business affiliation for services directly provided by you during the reporting period. This includes the names of clients and customers of any corporation, firm, partnership or other business enterprise, or any nonprofit organization, when you directly provided the services generating a fee or payment of more than $5,000. You need not report the U.S. Government as a source.

NONE ☐

Source (Name and Address)	Brief Description of Duties
Examples: Doe Jones & Smith, Hometown, USA	Legal services
Metro University (client of Doe Jones & Smith) Hometown, USA	Legal services in connection with university construction
Northern Colorado Water Conservancy District Loveland, Colorado	Investment Banking
Colorado Water Resources & Power Development Authority Denver, Colorado	Investment Banking
State of Mississippi Jackson, Mississippi	Investment Banking
Mississippi Hospital Equipment & Facilities Authority Jackson, Mississippi	Investment Banking
Mississippi Gulf Coast Regional Wastewater Authority Pascagoula, Mississippi	Investment Banking
Harrison County Wastewater Management District Gulfport, Mississippi	Investment Banking

SCHEDULE D

Part II (continued)
COMPENSATION IN EXCESS OF $5000
PAID BY ONE SOURCE

7.	Mississippi Housing Finance Corporation Jackson, Mississippi	Investment Banking Services
8.	Samaritan Health Service Phoenix, Arizona	Investment Banking Services
9.	University Medical Center Corporation Tucson, Arizona	Investment Banking Services
10.	Sun Health Corporation Sun City, Arizona	Investment Banking Services
11.	Flagstaff Medical Center Flagstaff, Arizona	Investment Banking Services
12.	Lovelace Medical Foundation Albuquerque, New Mexico	Investment Banking Services
13.	City of Albuquerque Albuquerque, New Mexico	Investment Banking Services
14.	Sisters of Charity of Nazareth Nazareth, Kentucky	Investment Banking Services
15.	Sisters of Charity Health Care Systems, Inc. Cincinnati, Ohio	Investment Banking Services
16.	Munson Medical Center Traverse City, Michigan	Investment Banking Services
17.	George Washington University Washington, D.C.	Investment Banking Services
18.	Biloxi Regional Medical Center Biloxi, Mississippi	Investment Banking Services

SCHEDULE D

PART II (continued)
COMPENSATION IN EXCESS OF $5000
PAID BY ONE SOURCE

19.	Memorial Hospital at Gulfport Gulfport, Mississippi	Investment Banking Services
20.	New York Housing Development Corporation New York, New York	Investment Banking Services
21.	Riverside Hospital Toledo, Ohio	Investment Banking Services
22.	Toledo Hospital Toledo, Ohio	Investment Banking Services
23.	Jefferson Parish Jefferson Parish, Louisiana (sewage system financing)	Investment Banking Services
24.	St. Francis General Hospital Pittsburgh, Pennsylvania	Investment Banking Services
25.	Mississippi Development Bank* Jackson, Mississippi	Investment Banking Services
26.	St. Vrain and Left Hand Water Conservancy District* Longmont, Colorado	Investment Banking Services
27.	Seventh Ward General Hospital* Hammond, Louisiana	Investment Banking Services
28.	Mississippi Methodist Rehabilitation Center* Jackson, Mississippi	Investment Banking Services
29.	District of Columbia Hospital Association* Washington, D.C.	Investment Banking Services

*/ Please note that no compensation has been received from these clients to date

PUBLICATIONS

ARTICLES

Davenport, Lawrence F., "Tribute to Tuskegee", Lincoln Review, Fall, 1981.

Davenport, Lawrence F., "The Consumer, The Loser", The Marine, 1969.

Davenport, Lawrence F., "Vocational Education", The School Shop, Spring, 1973.

Davenport, Lawrence F., "Vocational Student Organizations", VICA Magazine, Spring, 1973.

Davenport, Lawrence F., "Revolution in Education", Gregg Division of McGraw-Hill Company.

Davenport, Lawrence F., "Career Education", Guest Editorial for Future Magazine, February, 1972.

Davenport, Lawrence F., "Teachers: The Key to Successful Industry-Cooperation", Business Educational Forum, December 1972.

BOOKS

Davenport, Petty, Career Education and Minorities, Educational Community Publishers, Columbus, Ohio, 1973.

BOOK CHAPTERS

Davenport, Lawrence F., "Occupational Education in Community Colleges for the 1980's", New Directions for Community Colleges, Jossey Bass, 1981.

Davenport, Lawrence F., "The Changing Clientele for Vocational Education in America", The Future of Vocational Education: 1981 Yearbook, American Vocational Association.

Davenport, Lawrence F., "Career Education and the Black Student", Career Education, Northwest Regional Laboratory. U.S. Government Printing Office, 1973.

Davenport, Lawrence F., "Mandamus for Change in Student Services", Black Scholars on Higher Education in the 70's, Educational Community Publishers, Columbus, Ohio, 1974.

MONOGRAMS

Lockette, Rutharford and Davenport, Lawrence F., "Review and Synthesis of Research on Vocational Education for Urban Disadvantaged", Ohio State Center for Vocational and Technical Education, Ohio State University, 1971.

Davenport, Lawrence F., "Low-income Persons in Lansing", Lansing Community College Social Science Department, Lansing, Michigan, 1968.

Davenport, Lawrence F., "Thirteen Black Authors", History Department, The University of Michigan - Flint, Flint, Michigan, 1970.

PAPERS PRESENTED

"The Role of Government in a Free Society: What Have We Learned?", First Transatlantic Conference, The Ripon Society and the Bow Group, Washington, D.C., April 24, 1982.

Davenport, Lawrence F., "Impact on Vocational/Career Education on Urban Minorities and the Disadvantaged", Association of American Community and Junior Colleges, Washington, D.C, March, 1976.

Davenport, Lawrence F., "Vocational Education Research for the 1980's", American Vocational Association, Anaheim, California, December, 1975.

Davenport, Lawrence F., "Career Education", Assembly Select Committee on the Implementation of Career Education, November, 1975.

Davenport, Lawrence F., "Mandamus for Changes in Student Services", Emergency Conference on Education, Austin, Texas, April, 1972.

Davenport, Lawrence F., "Career Education, Part I", Background Paper, National Policy Conference on Education and Blacks, Washington, D.C., March, 1972.

Future employment relationships—Continued

(b) If you have been appointed for an indefinite term, are there any known limitations on your willingness or ability to serve for the foreseeable future?

No

Financial statement:

1. Attach a copy of your Executive Personnel Financial Disclosure Report (SF 278).

2. List sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services and firm memberships or from former employers, clients, and customers. Amounts should be indicated by the categories established for reporting income on Form SF 278, Schedule A.

None

3. Are you currently a party to any legal action? If so, describe its nature and status.

No

4. Have you ever declared bankruptcy? If so, describe the circumstances.

No

5. Have you filed a Federal income tax return for each of the last 10 years? If not, please explain.

Yes

6. Has the Internal Revenue Service ever audited your Federal tax return? If so, what resulted from the audit?

1974 and 1981 - IRS accepted documentation submitted.

Potential conflicts of interest:

1. List any investments, obligations, liabilities, or other relationships which might involve potential conflicts of interest with the position to which you have been nominated.

None

2. Describe any business relationship, dealing or financial transaction (other than taxpaying) that you have had during the last 10 years with the Federal Government, whether for yourself or relatives, on behalf of a client, or acting as an agent, which might in any way constitute or result in a possible conflict of interest with the position to which you have been nominated.

None

3. Describe any lobbying activity which you have performed during the past 10 years with respect to legislative or administrative actions at the Federal, State or local level.

None

4. Have you been informed of the conflict of interest laws and regulations applicable to the position to which you have been nominated?

Yes

Potential conflicts of interest—Continued

5. Explain how you will resolve any potential conflict of interest that may be disclosed by your responses to this form and the attachments thereto. Attach a statement of the appropriate agency ethics official explaining the applicable laws or regulations, any potential conflicts, and the action required to resolve such conflicts.

I will sever all connections with any potential conflict of interest.

6. Explain how you will resolve any potential conflicts of interest that may arise in the future if you are confirmed for the position for which you have been nominated.

I will consult with appropriate government ethics official to avoid any potential conflict of interest, before they arise, or resolve any potential conflict of interest that may arise.

Public disclosure: Do you have any objections to this form and the attachments thereto being made public?

No

DISTRICT OF COLUMBIA
CITY OF WASHINGTON

AFFIDAVIT

I, LAWRENCE F. DAVENPORT, being duly sworn, hereby state that I have read the foregoing Statement for Completion by Presidential Nominees, including all attachments thereto, and that the information provided therein is, to the best of my knowledge and belief, current, accurate, and complete.

Lawrence Davenport
(Signature of Nominee)

Subscribed and sworn to before me this 12 day of January, 1984

Richard Weisman
Notary Public

My Commission Expires May 15, 1988

Form approved by the Committee February 5, 1985.

U.S. GOVERNMENT PRINTING OFFICE : 1985—43-695

Form 278 (Rev. 7/87)
Office of Personnel Management

Public Financial Disclosure Report

Reporting Status (Check Appropriate Box)		Agency Use Only	OGE Use Only	Date of Appointment, Candidacy, Election or Nomination (Mo., Day, Yr.)	Termination Date (If Applicable) (Month, Day, Year)
☐ Incumbent	☒ New Entrant, Nominee, or Candidate ☐ Termination Filer				

Reporting Individual's Name	Last Name: DAVENPORT,	First Name and Middle Initial: Lawrence F.
Position for Which Filing	Title of Position: Assistant Secretary for Management & Administration	Department or Agency (If Applicable): Energy
Location of Present Office	Address (Number, Street, City, State and ZIP Code): 400 Maryland Avenue S.W. Washington, D.C. 20202	Telephone No. (Include Area Code): 202/245-8720
Position(s) Held With the Federal Government During the Preceding 12 Months (If Not Same as Above)	Title of Position(s) and Date(s) Held: Assistant Secretary for Elementary & Secondary Education 10/28-Present	

Presidential Nominee Subject to Senate Confirmation	Name of Congressional Committee Considering Nomination	Do You Intend to Create a Qualified Diversified Trust? ☐ Yes ☒ No

Certification I CERTIFY that the statements I have made on this form and all attached schedules are true, complete and correct to the best of my knowledge and belief.	Signature of Reporting Individual: Lawrence Davenport	Date (Month, Day, Year): 1/13/87
Other Review (If desired by agency)	Signature of Other Reviewer	Date (Month, Day, Year)
Agency Ethics Official's Opinion The individual(s) named in this report [illegible] conflict of interest under [illegible] and regulations. [illegible] of [illegible] Ethics Official	Signature of Designated Agency Ethics Official/Reviewing Official: Roger D. Greenberg	Date (Month, Day, Year): 1/16/87
	Signature	Date (Month, Day, Year)

Comments of Reporting Official (If additional space is required, use the reverse side of this sheet)

Supersedes SF 278 submitted on 8/11/86

(Check box if comments are continued on the reverse side) ☐

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Reporting Periods

Incumbents: Complete Schedules A, B, C, and Part I of D. The reporting period is the preceding calendar year except for Part II of Schedule C and Part I of Schedule D where you must also include any positions held or agreements or arrangements made from the beginning of the filing year until the date you file.

Termination Filers: Complete Schedules A, B, C, and Part I of D. The reporting period begins at the end of the period covered by your previous filing and ends at the date of termination.

Nominees, New Entrants and Candidates for President and Vice President: Complete Schedules A, C, and D. (Candidates do not file Part II of Schedule D.)

- **Schedule A**—The reporting period for income (BLOCK C) and Transactions Test (BLOCK D) is the preceding calendar year and the current calendar year up to the date of filing. Value assets in BLOCK B as of any date you choose that is within 31 days of the date of filing.
- **Schedule C, Part I (Liabilities)**—The reporting period is the preceding calendar year and the current calendar year up to any date you choose that is within 31 days of the date of filing.
- **Schedule C, Part II (Agreements and Arrangements)**—Show any agreements or arrangements as of the date of filing.
- **Schedule D**—The reporting period is the preceding two calendar years and the current calendar year up to the date of filing.

Reporting Individual's Name	Assets and Income	Page Number		Schedule A
Lawrence P. Davenport			2	

All Filers: In BLOCK A report (a) the identity of each asset held for the production of income at the close of the reporting period which had a fair market value exceeding $1000 and (b) any other asset or source of income which generated over $100 in income during the reporting period. This includes but is not limited to employers, stocks, bonds, tax shelters, bank accounts, real property, mutual funds, annuities, IRA assets, assets of certain trusts, commodities futures, personal business and partnership interests. Exclude your personal residence unless you rent it out. See instructions for rules on bank accounts and pension holdings.

All Filers: In BLOCK B report the value of each asset listed in BLOCK A which had a fair market value exceeding $1000 at the close of the reporting period.

All Filers: In BLOCK C report the type and amount of income exceeding $100 or more received from the assets and other sources of income listed in BLOCK A. You must report the actual amount of any income not of a type specifically noted below. You need not report the actual amount of your spouse's earned income, only the source in BLOCK A. You may not check "qualified trust" unless you have a blind trust which has been specifically approved by the Office of Government Ethics. If you, your spouse or dependent child are the beneficiary of a trust which no one of you created and has no knowledge of the assets, refer to the instructions to see if it qualifies as an "accepted trust." If "none" (or less than $101) is checked under Category of Amount of Income, no other entries need be made in BLOCK C for that item.

Leaseholds and Terminations Filers only: In BLOCK D, for any real property, stocks, bonds, commodities futures and other securities listed in BLOCK A, did you purchase, sell, or exchange the item during the reporting period for a value that exceeds $10000?

BLOCK A Assets & Income Sources	BLOCK B Valuation of Assets	BLOCK C Income																						BLOCK D Transactions Test	
Identify each asset and income source of yours, your spouse(S) and your dependent child (DC). NONE ☐	Category of Value (X)								Type of Income (X)						Other (Specify Type)	Category of Amount of Income (X)								Actual Amount Only if "Other" Specified	Date (Mo., Day, Yr.) Only if Honoraria	If yes, complete Sched. D Part I for those assets indicated. Where sold for a loss.	
	None (or less than $1001)	$1,001-$15,000	$15,001-$50,000	$50,001-$100,000	$100,001-$250,000	$250,001-$500,000	$500,001-$1,000,000	Over $1,000,000	Dividends	Rent	Interest	Capital Gains	Excepted Trust	Qualified Trust		None (or less than $101)	$101-$1,000	$1,001-$2,500	$2,501-$5,000	$5,001-$15,000	$15,001-$50,000	$50,001-$100,000	Over $100,000			YES	NO
0 Spouse XYZ Common				X					X									X								X	
DC Dow Jones & Smith, Hennessee, USA				X											(monthly income)									$60,000			
1 Allied Artists (50 shares)	X								X							X											
2 4408-4410 Bannock Avenue San Diego, CA					X					X										X							
3 3924 Broadway San Diego, CA						X				X										X						X	
4 3968 Broadway San Diego, CA					X					X										X						X	
5 10847 Singletree Lane Spring Valley, CA						X				X									X								
6 5137-5157½ W. Point Loma Blvd San Diego, CA					X					X									X							X	
7 4368 Highland Avenue San Diego, CA						X				X											X					X	
8																											
9																											
10																											

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Reporting Individual's Name
Lawrence F. Davenport

Page Number 3 Schedule B

Part I
Transactions

Incumbents and Termination Filers only: Report any purchase, sale or exchange by you, your spouse or dependent child during the reporting period of any real property, stocks, bonds, commodities futures, and other securities when the amount of the transaction exceeded $1,000. Include transactions that resulted in a loss. Do not report a transaction involving property used solely as your personal residence, or a transaction between you, your spouse or your dependent child.

NONE ☐

	Identification of Asset		Type of Transaction (X)				Amount of Transaction (X)					
			Purchase	Sale	Exchange	Date (Mo., Day, Yr.)	$1,001-$15,000	$15,001-$50,000	$50,001-$100,000	$100,001-$250,000	$250,001-$500,000	Over $500,000
	XYZ Common		X			9/1/89			X			
1	4348 Highland Avenue San Diego, CA	Real property (3F up, 1 low)		X		6/85				X		
2	3924 Broadway San Diego, CA	Real property "		X		12/1/86				X		
3	3968 Broadway San Diego, CA	Real property "		X		12/1/86			X			
4	5137-5137½ W. Point Loma Blvd San Diego, CA	Real property "		X		8/28/86			X			
5												
6												

Part II
Gifts, Reimbursements and Travel Expenses

Incumbents and Termination Filers only:
Report the source, a brief description and the value of: (1) in-kind gifts of transportation, lodging, food or entertainment received from one source totaling $250 or more unless received as personal hospitality at the donor's personal or family residence; (2) other gifts received from one source totaling $100 or more in value; and (3) cash reimbursements of $250 or more received from one source. Exclude gifts and reimbursements received by your spouse that were given totally independent of their relationship to you. Exclude transportation, lodging, food and reimbursements from the U.S. Government. For (1) and (2), exclude gifts from relatives and exclude gifts of $26 or less when aggregating them for the total from one source. See instructions for further exclusions.

NONE ☐

	Source (Name and Address)	Brief Description	Value
0	[redacted] Rock Collection, NY, NY	Airline ticket, hotel room & meals incident to national conference $1,525	$600
	[redacted] Rock Collection, NY, NY	Leather briefcase for opening presidium	$130
1			
2			
3			
4			
5			
6			

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Reporting Individual's Name
Lawrence F. Davenport

Page Number	4	Schedule C

Part I
Liabilities

All Filers: Report liabilities over $10,000 owed to any one creditor at any time during the reporting period by you, your spouse or dependent child. Check the highest amount owed during the reporting period. Exclude a mortgage on your personal residence unless it is rented out, loans secured by automobiles, household furniture or appliances, and liabilities owed to relatives. See instructions for revolving charge accounts.

NONE ☐

	Creditor (Name and Address)	Type of Liability	Date Incurred	Interest Rate	Term of applicable debt	Category of Amount or Value ($) $10,001 to $15,000	$15,001 to $50,000	$50,001 to $100,000	$100,001 to $250,000	Over $250,000
S DC	Spouse: First Unwild Bank, Washington, DC	Mortgage on rental property, Falmouth Beach, Delaware	1981	13%	30 yrs			X		
	Joint: Alice Jones, 123 J St., Washington, DC	Promissory note	1979	10%	on demand	X				
1	Mission Hills Mortgage P.O. Box 1053, Tustin, CA	Mortgage on rental property	1981	10%	25 yrs		X			
2	San Diego Federal S&L Assn 600 B Street, San Diego, CA	Mortgage on rental property	1981	11.1%	25 yrs				X	
3	Silver Gate Savings & Loan 701 C Street, San Diego, CA	Mortgage on rental property	1979	10%	25 yrs		X			
4	Service Dimensions, Inc. Dept 20608, Los Angeles, CA	Mortgage on rental property	1977	9.25%	30 yrs			X		
5	Home Savings, Dept 05051, Los Angeles, CA	Mortgage on rental property	1983	10%	5 yrs		X			
	Great American Federal, 600 B Street, San Diego, CA	Mortgage on rental property	1983	10%	10 yrs	X				
6	World Savings, 257 C Street, San Diego, CA	Mortgage on rental property	1983	10%	10 yrs		X			

Part II
Agreements Or Arrangements

All Filers: Report your agreements or arrangements for future employment, leave of absence, continuation of payment by a former employer (including severance payments), or continuing participation in an employee benefit plan. See instructions regarding the reporting of negotiations for any of these arrangements or benefits.

NONE ☐

	Status and Terms of any Agreement or Arrangement	Parties	Date (Mo., Yr.)
Example	Partnership agreement, will receive capital account & share estimated at services performed through 11/83	Bob Jones & Smith, Anytown, USA	5/79 previously agreed
	Interest in Retirement System	Teachers Insurance & Annuity Association New York, New York	1969-1972

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Raymond G. Massie

Raymond Massie currently is a consultant to the Department of Energy. Prior to joining the Department of Energy, he was a legal consultant for State regulation to the Elsinore Shore Associates' Atlantic Casino Hotel in Atlantic City, New Jersey. He also served as Associate Professor of Business Law at Stockton State College in New Jersey from 1980 to July 1985; was the Affirmative Action Officer for the New Jersey Casino Control Commission from 1978 to 1980; and served as a law clerk to Essex County Superior Court Judge Van Y. Clinton from 1977 to 1978.

Raymond Massie received a B.A. degree in psychology from Seton Hall University in 1974 and was awarded a graduate fellowship from Seton Hall Law Center where he received his J.D. in 1977.

Raymond Massie is a member of the American, New Jersey, and Pennsylvania Bar Associations. He also was a candidate for the U.S. House of Representatives for the Second District of New Jersey in 1984.

Raymond Massie was born on April 24, 1951, in Atlantic City, New Jersey. He is single and resides in Brigantine, New Jersey.

UNITED STATES SENATE
COMMITTEE ON ENERGY AND NATURAL RESOURCES

STATEMENT FOR COMPLETION BY PRESIDENTIAL NOMINEES

Name: Massie (LAST) Raymond (FIRST) George (OTHER)

Position to which nominated: Director, Office of Minority Economic Impact

Date of nomination: February 2, 1987

Date of birth: 28-04-51 (DAY) (MONTH) (YEAR)

Place of birth: Atlantic City, N.J.

Marital status: Single

Full name of spouse: N/A

Name and ages of children: N/A

Education:

Institution	Dates attended	Degrees received	Dates of degrees
Seton Hall University	1970-1973 (Dec.)	BA	6/74
Seton Hall University	1974-1977	JD	6/77

Employment record: List below all positions held since college, including the title and description of job, name of employer, location, and dates.

1-87 to Present — Consultant to the Department of Energy

1986 — Elsinor Shore Associates
Legal Consultant
Atlantis Casino Hotel
Atlantic City, New Jersey

1986 — Atlantic County Provisions
Sales and Marketing (Part-time)
Landisville, New Jersey

1986 — U.S. Chamber of Commerce, Princeton Division
Membership Sales (Part Time)
Princeton, New Jersey

Employment record—Continued

9-80 to 7-85 Stockton State College
Professor, Business Law
Pomona, New Jersey

1982 to 1984 Wilson, Scerni and Sapienza
Legal Research Consultant
Atlantic City, New Jersey

(See attached addendum)

Military service: Describe any military service not listed above, including dates, rank, and type of discharge.
none

Honors and awards: List below all scholarships, fellowships, honorary degrees, military medals, honorary society memberships, and any other special recognitions for outstanding service or achievement.
Graduate Fellowship Seton Hall Law Center 1974-1977
Five year Distinguished Service Award State of New Jersey 1985

Memberships: List below all memberships and offices held in professional, fraternal, business, scholarly, civic, charitable and other organizations.

Organization	Dates	Office held (if any)
American Bar Association	1986	
Pennsylvania Bar Association	1986	
New Jersey Bar Association	1986	
College Republican Club	1982-1984	Faculty Advisor Executive Director
Brigantine N.J. Republican Club	1982-Present	

RAYMOND GEORGE MASSIE

Employment Record Addendum

1981 to 1982	Monmouth College Adjunct Professor (Part-time) Margate, New Jersey
1981 to 1982	Atlantic Community College Adjunct Professor (Part-time) Atlantic City, New Jersey
1978 to 1980	New Jersey State Casino Control Commission Affirmative Action Officer New Jersey
1977 to 1978	Essex County Superior Court Judicial Law Clerk Newark, New Jersey
1974 to 1977	Seton Hall University Graduate Research Assistant South Orange, New Jersey

Published writings:

List the titles, publishers and dates of any books, articles, or reports you have written.

None

Future employment relationships:

1. Will you sever all connections with your present employer, business firm, association or organization if you are confirmed by the Senate?

Yes

2. Do you have any plans after completing government service to resume employment, affiliation or practice with your current or any previous employer, business firm, association or organization?

No

3. Has a commitment for employment after you leave government been made to you by anyone? Have you made any such commitment?

No

4. (a) If you have been appointed for a fixed term, do you expect to serve the full term?

Yes

Future employment relationships—Continued

(b) If you have been appointed for an indefinite term, are there any known limitations on your willingness or ability to serve for the foreseeable future?

No

Financial statement:

1. Attach a copy of your Executive Personnel Financial Disclosure Report (SF 278).

2. List sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services and firm memberships or from former employers, clients, and customers. Amounts should be indicated by the categories established for reporting income on Form SF 278, Schedule A.

None

3. Are you currently a party to any legal action? If so, describe its nature and status.

No

4. Have you ever declared bankruptcy? If so, describe the circumstances.

No

5. Have you filed a Federal income tax return for each of the last 10 years? If not, please explain.

Yes

6. Has the Internal Revenue Service ever audited your Federal tax return? If so, what resulted from the audit?

Yes, 1979 income deduction amounts adjusted by $755.00.

Potential conflicts of interest:

1. List any investments, obligations, liabilities, or other relationships which might involve potential conflicts of interest with the position to which you have been nominated.

None

2. Describe any business relationship, dealing or financial transaction (other than taxpaying) that you have had during the last 10 years with the Federal Government, whether for yourself or relatives, on behalf of a client, or acting as an agent, which might in any way constitute or result in a possible conflict of interest with the position to which you have been nominated.

None

3. Describe any lobbying activity which you have performed during the past 10 years with respect to legislative or administrative actions at the Federal, State or local level.

None

4. Have you been informed of the conflict of interest laws and regulations applicable to the position to which you have been nominated?

Yes

Potential conflicts of interest—Continued

5. Explain how you will resolve any potential conflict of interest that may be disclosed by your responses to this form and the attachments thereto. Attach a statement of the appropriate agency ethics official explaining the applicable laws or regulations, any potential conflicts, and the action required to resolve such conflicts.

I will sever all connections with any potential conflicts on interest.

6. Explain how you will resolve any potential conflicts of interest that may arise in the future if you are confirmed for the position for which you have been nominated.

I will consult with DOE ethics officials so as to avoid any potential conflicts of interest before they arise.

Public disclosure: Do you have any objections to this form and the attachments thereto being made public?

No

AFFIDAVIT

District of Columbia

I, Raymond Massie, being duly sworn, hereby state that I have read the foregoing Statement for Completion by Presidential Nominees, including all attachments thereto, and that the information provided therein is, to the best of my knowledge and belief, current, accurate, and complete.

Raymond Massie
(Signature of Nominee)

Subscribed and sworn to before me this 3rd day of March, 19 87

Sheryl D Grissafon
Notary Public

My Commission Expires November 14, 1989

Form approved by the Committee February 5, 1985.

Reporting Individual's Name

Lawrence F. Davenport

Page Number		Schedule D

Part I
Positions Held Outside U.S. Government

All Filers: Report any positions held during the applicable reporting period. Positions include but are not limited to those of an officer, director, trustee, general partner, proprietor, representative, employee or consultant of any corporation, firm, partnership, or other business enterprise or any non-profit organization or educational institution. Exclude positions with religious, social, fraternal, or political entities or those solely of an honorary nature.

NONE [X]

	Organization (Name and Address)	Type of Organization	Position Held	From (Mo., Yr.)	To (Mo., Yr.)
Examples	Nat'l Assn. of Real Collectors, NY, NY	Non-profit education	President	6/83	6/83
	Doe Jones & Smith, Hometown, USA	Law firm	Partner	7/79	11/83

Part II
Compensation in Excess Of $5000 Paid by One Source

Nominees and New Entrants only: Report sources of such compensation received by you or your business affiliation for services directly provided by you during the reporting period. This includes the names of clients and customers of any corporation, firm, partnership or other business enterprise, or any nonprofit organization, when you directly provided the services generating a fee or payment of more than $5,000. You need not report the U.S. Government as a source.

NONE [X]

	Source (Name and Address)	Brief Description of Duties
Examples	[redacted] Smith, Hometown, USA	Legal services
	[redacted] Partner, retired of Doe Jones & Smith Hometown, USA	Legal services in connection with university construction

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Financial Disclosure Report

Page 1

Reporting Status (Check Appropriate Box)		Agency Use Only	OGE Use Only	Date of Appointment, Candidacy, Election or Nomination (Mo., Day, Yr.)	Termination Date (If Applicable) (Month, Day, Year)
☐ Incumbent	☒ New Entrant, Nominee, or Candidate ☐ Termination Filer				
Reporting Individual's Name	Last Name: MASSIE	First Name and Middle Initial: RAYMOND G.			
Position for Which Filing	Title of Position: DIRECTOR, OFFICE OF MINORITY ECONOMIC IMPACT	Department or Agency (If Applicable): DEPARTMENT OF ENERGY			
Location of Present Office	Address (Number, Street, City, State and ZIP Code): 1000 INDEPENDENCE AVE., S.W., W.D.C. 20585		Telephone No. (Include Area Code): 202-586-6230		
Position(s) Held With the Federal Government During the Preceding 12 Months (If Same as Above)	Title of Position(s) and Date(s) Held: NONE				
Presidential Nominees Subject to Senate Confirmation	Name of Congressional Committee Considering Nomination:	Do You Intend to Create a Qualified Diversified Trust? ☐ Yes ☒ No			

Certification	Signature of Reporting Individual	Date (Month, Day, Year)
I CERTIFY that the statements I have made on this form and all attached schedules are true, complete and correct to the best of my knowledge and belief.	Raymond Massie	2/4/87
Other Review (If desired by agency)	Signature of Other Reviewer	Date (Month, Day, Year)
Agency Ethics Official's Opinion	Signature of Designated Agency Ethics Official Reviewing Official	Date (Month, Day, Year)
The information contained in this report discloses no conflict of interest under applicable laws and regulations.	Ruth D. Goldenberg	2/5/87
Office of Government Ethics Use Only	Signature	Date (Month, Day, Year)

Comments of Reviewing Officials (If additional space is required, use the reverse side of this sheet)

(Check box if comments are continued on the reverse side) ☐

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Reporting Periods

Incumbents: Complete Schedules A, B, C, and Part I of D. The reporting period is the preceding calendar year except for Part II of Schedule C and Part I of Schedule D where you must also include any positions held or agreements or arrangements made from the beginning of the filing year until the date you file.

Termination Filers: Complete Schedules A, B, C, and Part I of D. The reporting period begins at the end of the period covered by your previous filing and ends at the date of termination.

Nominees, New Entrants and Candidates for President and Vice President: Complete Schedules A, C, and D. (Candidates do not file Part II of Schedule D.)

- **Schedule A**—The reporting period for income (BLOCK C) and Transactions Test (BLOCK D) is the preceding calendar year and the current calendar year up to the date of filing. Value assets in BLOCK B as of any date you choose that is within 31 days of the date of filing.
- **Schedule C, Part I (Liabilities)**—The reporting period is the preceding calendar year and the current calendar year up to any date you choose that is within 31 days of the date of filing.
- **Schedule C, Part II (Agreements and Arrangements)**—Show any agreements or arrangements as of the date of filing.
- **Schedule D**—The reporting period is the preceding two calendar years and the current calendar year up to the date of filing.

Reporting Individual's Name: HASSIE, RAYMOND G.

Assets and Income

Page Number: 1

Schedule A

All Filers: In BLOCK A report (a) the identity of each asset held for the production of income at the close of the reporting period which had a fair market value exceeding $1000 and (b) any other asset or source of income which generated over $100 in income during the reporting period. This includes but is not limited to employers, stocks, bonds, tax shelters, bank accounts, real property, mutual funds, pensions, IRA assets, assets of certain trusts, commodities futures, personal business and partnership interests. Exclude your personal residence unless you rent it (see instructions for rules on bank holdings).

All Filers: In BLOCK B report the value of each asset listed in BLOCK A which had a fair market value exceeding $1000 at the close of the reporting period.

All Filers: In BLOCK C report the type and amount of income exceeding $100 or more received from the assets and other sources of income listed in BLOCK A. You must report the actual amount of any income not of a type specifically noted below. You need not report the actual amount of your spouse's earned income, only the source in BLOCK A. You may not check "qualified trust" unless you have a blind trust which has been specifically approved by the Office of Government Ethics. If you, your spouse or dependent child are the beneficiary of a trust which no one of you created and has no knowledge of the assets, refer to the instructions to see if it qualifies as an "excepted trust." If "none" (or less than $101) is checked under Category of Amount of Income, no other entries need be made in BLOCK C for that item.

Terminations and Terminations Filers only: In BLOCK D, for any real property, stocks, bonds, commodities futures and other securities listed in BLOCK A, did you purchase, sell, or exchange the item during the reporting period for a value that exceeds $1000?

BLOCK A Assets & Income Sources	BLOCK B Valuation of Assets	BLOCK C Income																								BLOCK D Transactions Test	
Identify each asset and income source of yours, your spouse(S) and your dependent child (DC). NONE ☐	Category of Value (X)							Type of Income (X)						Other (Specify Type)	Category of Amount of Income (X)									Actual Amount Only if "Other" Specified	Date (Mth., Day, Yr.) Only if Transaction	If yes, complete Block D Part I for those assets indicating those sold for a loss.	
	None (or less than $1001)	$1,001-$15,000	$15,001-$50,000	$50,001-$100,000	$100,001-$250,000	$250,001-$500,000	Over $500,000	Dividends	Rent	Interest	Capital Gains	Long-Term Trust	Qualified Trust		None (or less than $201)	$201-$1,000	$1,001-$2,500	$2,501-$5,000	$5,001-$15,000	$15,001-$50,000	$50,001-$100,000	Over $100,000			YES	NO
DC Examples: X Y Z Common One Jones & Smith, Hunterdown, USA			X					X									X							$40,000		X	
1 Elsinore Shore Assocs. T/A Elsinore Atlantic Casino Hte														cnsltnt income						X			0-1985 $36,000-1986			
2 Atlantic City, NJ 08401																											
3 Savings and Checking Accnt First Jarsey NB, PO Box 419			X							X							X										
4 Atlantic City, NJ 08401																											
5 Stockton State College Pomona, NJ														salary									$27,000-1985			
6																											
7																											
8																											
9																											
10																											

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APPENDIX II

RESPONSES FROM MR. ZIGLAR TO ADDITIONAL QUESTIONS

TIMOTHY E. WIRTH
COLORADO

United States Senate
WASHINGTON, DC 20510

March 18, 1987

James W. Ziglar
Managing Director
Municipal Investment Banking Department
Paine Webber Incorporated
Washington, D.C. 20036

Dear Mr. Ziglar:

I am submitting the following questions as part of the Energy and Natural Resources Committee's consideration of your nomination to be the Assistant Secretary of the Interior for Water and Science. I appreciate the cooperation that you demonstrated during the Committee's hearings yesterday, and certainly appreciate your offer to answer questions submitted in writing by the Committee members.

First, the authorization ceilings for the Small Reclamation Projects Act was increased last year. What will you do to expedite the processing of loan and grant applications for transmission to Congress? How soon do you anticipate that the Stagecoach Reservoir Project application will be forwarded to the Congress?

Second, the President's budget request for the Animas-La Plata Project did not seek sufficient funding to meet the twelve-year construction schedule to which the Administration agreed. What steps are being taken to rectify this situation?

Third, the Colorado Ute Indian water rights settlement was signed more than three months ago. During the interim, the Department of the Interior has refused to discuss implementation legislation with representatives of the State of Colorado and the Ute Indian tribes, even though they have provided a draft bill to the Department. May we look forward to the Department's immediate cooperation in the preparation of legislation?

Again, thank you for your assistance, and for your timely response.

With best wishes,

Sincerely Yours,

Tim Wirth

Timothy E. Wirth

QUESTIONS

SENATOR FRANK H. MURKOWSKI

COMMITTEE ON ENERGY AND NATURAL RESOURCES

MARCH 17, 1987

MR. ZIGLAR, THE ANTI-APARTHEID ACT OF 1986 REQUIRES THE PRESIDENT TO REPORT TO THE CONGRESS A STRATEGY FOR DECREASING OUR DEPENDENCE ON SOUTH AFRICAN AND SOVIET STRATEGIC MINERALS. WHAT WILL BE YOUR ROLE AND THE ROLE OF THE BUREAU OF MINES IN THE DEVELOPMENT OF THIS REPORT AND ITS RECOMMENDATIONS?

****

DO YOU BELIEVE IT IS IN THE NATION'S BEST INTEREST FOR THE GOVERNMENT TO ACTIVELY ENCOURAGE THE DEVELOPMENT OF OUR DOMESTIC STRATEGIC MINERALS RESOURCES, EVEN THOUGH IT MAY CARRY A HIGHER COST THAN PURCHASING THEM FROM UNRELIABLE FOREIGN SOURCES?

OFFICIAL CORRESPONDENCE
PLEASE RETURN

JAMES W. ZIGLAR

SENATE COMMITTEE ON
ENVIRONMENT
MAR 2 1987
RECEIVED

March 20, 1987

Honorable J. Bennett Johnston
United States Senate
136 Hart Senate Office Building
Washington, D.C. 20510

Dear Mr. Chairman,

I appreciate the opportunity to respond to written questions submitted by Senators Murkowski and Wirth for my confirmation hearing record. My responses are enclosed herewith.

If I can provide you with any additional information, please do not hesitate to call me.

With best regards, I am,

Sincerely,

cc: Senator McClure

QUESTIONS RECEIVED FROM SENATOR TIMOTHY E. WIRTH

1. THE AUTHORIZATION CEILINGS FOR THE SMALL RECLAMATION PROJECTS ACT WAS INCREASED LAST YEAR. WHAT WILL YOU DO TO EXPEDITE THE PROCESSING OF LOAN AND GRANT APPLICATIONS FOR TRANSMISSION TO CONGRESS ? HOW SOON DO YOU ANTICIPATE THAT THE STAGECOACH RESERVOIR PROJECT APPLICATION WILL BE FORWARDED TO THE CONGRESS?

If confirmed, I will review the Bureau of Reclamation procedures for processing Small Reclamation Project Act loan applications. I consider the oversight and management of this process to be an important area of responsibility of the Assistant Secretary for Water and Science and, if confirmed, I will work with the Bureau to ensure that these applications are processed promptly for transmittal to the Congress.

I have been informed by appropriate officials that final Departmental action on the Stagecoach Reservoir application is expected by mid-April 1987.

2. THE PRESIDENT'S BUDGET REQUEST FOR THE ANIMAS-LA PLATA PROJECT DID NOT SEEK SUFFICIENT FUNDING TO MEET THE TWELVE-YEAR CONSTRUCTION SCHEDULE TO WHICH THE ADMINISTRATION AGREED. WHAT STEPS ARE BEING TAKEN TO RECTIFY THIS SITUATION?

The Administration supports the Animas-La Plata project. As you know, legislation must be enacted to implement the agreements among the various parties prior to initiation of construction. I am informed that because the negotiated agreements were not complete during preparation of the FY 1988 Budget and because the agreements require implementating legislation, it was determined that it would be premature to seek significant construction funds in FY 1988.

I am informed that consistent with the Secretary's budget prioritization policy for the Bureau's Construction program, and contingent upon enactment of the necessary legislation and appropriation of actual construction funds by Congress, the Department expects to place the Animas-La Plata project on a construction schedule sufficient to satisfy the Government's agreements with the various parties.

3. THE COLORADO UTE INDIAN WATER RIGHTS SETTLEMENT WAS SIGNED MORE THAN THREE MONTHS AGO. DURING THE INTERIM, THE DEPARTMENT OF THE INTERIOR HAS REFUSED TO DISCUSS IMPLEMENTATION LEGISLATION WITH REPRESENTATIVES OF THE STATE OF COLORADO AND THE UTE INDIAN TRIBES, EVEN THOUGH THEY HAVE PROVIDED A DRAFT BILL TO THE DEPARTMENT. MAY WE LOOK FORWARD TO THE DEPARTMENT'S IMMEDIATE COOPERATION IN THE PREPARATION OF LEGISLATION?

I am informed that the Department is reviewing draft legislation which would implement the Animas-La Plata agreements. It is my understanding that the Department's comments have been transmitted for review by the State and tribal representatives, and that a meeting to settle any differences tentatively has been scheduled for the week of March 23rd. I want to assure you that, if confirmed, I will cooperate fully with the interested parties to develop the necessary legislation in the most expeditious manner possible.

QUESTIONS RECEIVED FROM SENATOR FRANK H. MURKOWSKI

1. MR. ZIGLAR, THE ANTI-APARTHEID ACT OF 1986 REQUIRES THE PRESIDENT TO REPORT TO THE CONGRESS A STRATEGY FOR DECREASING OUR DEPENDENCE ON SOUTH AFRICAN AND SOVIET STRATEGIC MINERALS. WHAT WILL BE YOUR ROLE AND THE ROLE OF THE BUREAU OF MINES IN THE DEVELOPMENT OF THIS REPORT AND ITS RECOMMENDATIONS?

It is my understanding that the Department of State has been assigned the lead responsibility for preparing the report to Congress required by the Anti-Apartheid Act of 1986. It is my understanding further that the Geological Survey and the Bureau of Mines have been providing the State Department with information for the preparation of the report. If confirmed, I intend to work closely with the State Department to ensure that it has the full benefit of the Department of the Interior's understanding of the importance of, and considerable scientific expertise with respect to, critical and strategic minerals.

2. DO YOU BELIEVE IT IS IN THE NATION'S BEST INTEREST FOR THE GOVERNMENT TO ACTIVELY ENCOURAGE THE DEVELOPMENT OF OUR DOMESTIC STRATEGIC MINERALS RESOURCES, EVEN THOUGH IT MAY CARRY A HIGHER COST THAN PURCHASING THEM FROM UNRELIABLE FOREIGN SOURCES?

I believe it is in the best interests of the Nation to encourage development of all of our domestic mineral resources. I believe that our policies must allow for orderly exploration and identification of potential deposits of critical and strategic minerals. It is essential to our Nation's future that we not become complacent about dependence on foreign sources of strategic and critical minerals.

SF 278 (Rev. 1/92)
5 CFR Chapter XIV
U.S. Office of Personnel Management

Form Approved
OMB No. 3209-0001

Reporting Individual's Name
MASSIE, RAYMOND G.

Page Number	2	Schedule B

Part I
Transactions

Incumbents and Termination Filers only: Report any purchase, sale or exchange by you, your spouse or dependent child during the reporting period of any real property, stocks, bonds, commodities futures, and other securities when the amount of the transaction exceeded $1,000. Include transactions that resulted in a loss. Do not report a transaction involving property used solely as your personal residence, or a transaction between you, your spouse or your dependent child.

NONE [X]

ID or DC	Identification of Assets	Type of Transaction (X)				Amount of Transaction (X)					
		Purchase	Sale	Exchange	Date (Mo., Day, Yr.)	$1,001-$15,000	$15,001-$50,000	$50,001-$100,000	$100,001-$250,000	$250,001-$500,000	Over $500,000
Example:	X Y Z Common	X			2/1/93			X			
1											
2											
3											
4											
5											
6											

Part II
Gifts, Reimbursements and Travel Expenses

Incumbents and Termination Filers only:
Report the source, a brief description and the value of: (1) in-kind gifts of transportation, lodging, food or entertainment received from one source totaling $250 or more unless received as personal hospitality at the donor's personal or family residence; (2) other gifts received from one source totaling $100 or more in value; and (3) cash reimbursements of $250 or more received from one source. Exclude gifts and reimbursements received by your spouse that were given totally independent of their relationship to you. Exclude transportation, lodging, food and reimbursements from the U.S. Government. For (1) and (2), exclude gifts from relatives and exclude gifts of $35 or less when aggregating them for the total from one source. See instructions for further exclusions.

NONE [X]

ID	Source (Name and Address)	Brief Description	Value
Example:	Nat'l Assn. of Rock Collectors, NY, NY	Airline ticket, hotel room & meals incident to national conference 6/15/93	$600
Example:	Nat'l Assn. of Rock Collectors, NY, NY	Leather briefcase for retiring president	$120
1			
2			
3			
4			
5			
6			

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278-08

SF 278 (Rev. 1/95)
PRM Chapter 734
U.S. Office of Personnel Management

Form Approved
OMB No. 3209-0001

Reporting Individual's Name
MASSIE, RAYMOND G.

Page Number	3	Schedule C

Part I
Liabilities

All Filers: Report liabilities over $10,000 owed to any one creditor at any time during the reporting period by you, your spouse or dependent child. Check the highest amount owed during the reporting period. Exclude a mortgage on your personal residence unless it is rented out, loans secured by automobiles, household furniture or appliances, and liabilities owed to relatives. See instructions for revolving charge accounts.

NONE [A]

	Creditor (Name and Address)	Type of Liability	Date Incurred	Interest Rate	Term if applicable	Category of Amount or Value (X)				
						$10,001 to $15,000	$15,001 to $50,000	$50,001 to $100,000	$100,001 to $250,000	Over $250,000
S or DC	Example: First District Bank, Washington, DC	Mortgage on rental property, Rehoboth Beach, Delaware	1981	13%	30 yrs.			X		
	Example: John Jones, 123 J St., Washington, DC	Promissory note	1979	10%	on demand	X				
1										
2										
3										
4										
5										
6										

Part II
Agreements Or Arrangements

All Filers: Report your agreements or arrangements for future employment, leaves of absence, continuation of payment by a former employer (including severance payments), or continuing participation in an employee benefit plan. See instructions regarding the reporting of negotiations for any of these arrangements or benefits.

NONE [ ]

	Status and Terms of any Agreement or Arrangement	Parties	Date (Mo., Yr.)
Example:	Pursuant to partnership agreement, will receive capital account & partnership share calculated on services performed through 11/83	Doe Jones & Smith, Home town, USA	7/78 ownership agmnt.
	SEE SCHEDULE D - PART I		

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SW-100

SF 278 (Rev. 1/95)
5 CFR Chapter XIV
U.S. Office of Personnel Management

Form Approved
OMB No. 3209-0006

Reporting Individual's Name
MASSIE, RAYMOND G.

Page Number	4	Schedule D

Part I
Positions Held Outside U.S. Government

All Filers: Report any positions held during the applicable reporting period. Positions include but are not limited to those of an officer, director, trustee, general partner, proprietor, representative, employee or consultant of any corporation, firm, partnership, or other business enterprise or any non-profit organization or educational institution. Exclude positions with religious, social, fraternal, or political entities or those solely of an honorary nature.

NONE ☐

Organization (Name and Address)	Type of Organization	Position Held	From (Mo., Yr.)	To (Mo., Yr.)
Examples: Nat'l Assn. of Real Collectors, NY, NY	Non-profit education	President	6/83	6/93
Doe Jones & Smith, Hometown, USA	Law firm	Partner	7/75	11/88
ELSINORE SHORE ASSOCIATES T/A ATLANTIS CASINO HOTEL, ATLANTIC CITY, NJ 08401	CASINO HOTEL	EMPLOYEE CONSULTANT	7/86	12/31/86
STOCKTON STATE COLLEGE, POMONA, NJ	EDUCATIONAL	ASSISTANT PROFESSOR	9/80	7/85

Part II
Compensation in Excess Of $5000 Paid by One Source

Nominees and New Entrants only: Report sources of such compensation received by you or your business affiliation for services directly provided by you during the reporting period. This includes the names of clients and customers of any corporation, firm, partnership or other business enterprise, or any nonprofit organization, when you directly provided the services generating a fee or payment of more than $5,000. You need not report the U.S. Government as a source.

NONE ☐

Source (Name and Address)	Brief Description of Duties
Examples: Doe Jones & Smith, Hometown, USA	Legal services
Metro University (client of Doe Jones & Smith) Hometown, USA	Legal services in connection with university construction
ELSINORE SHORE ASSOCIATES T/A ATLANTIS CASINO HOTEL, ATLANTIC CITY, NJ 08401	EMPLOYEE CONSULTANT - LEGAL SERVICES AND EMPLOYEE MANAGEMENT

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APPENDIX III

ADDITIONAL MATERIAL SUBMITTED IN SUPPORT OF MR. ZIGLAR'S NOMINATION

NWRA

JOHN M. SAYRE, President (Denver, Colorado)
JEFFREY L. NELSON, Vice President (Madison, South Dakota)
WAYNE P. CUNNINGHAM, Treasurer (Las Cruces, New Mexico)
GEORGE H. PROCTOR, Immediate Past President (Klamath Falls, Oregon)
THOMAS F. DONNELLY, Executive Vice President
LITSA DECK, Executive Assistant

955 L'ENFANT PLAZA, S.W., SUITE 1202
WASHINGTON, D.C. 20024-2170
(202) 488-0610

OTHER DIRECTORS

J. A. (Ted) Riggins, Jr.
Phoenix, AZ

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Indio, CA

Robert T. Chuck
Honolulu, HI

John A. Rosholt
Twin Falls, ID

D. Keith Williams
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Linus L. Tumbleson
Commercial & Industrial

James W. Ziglar
Financial

Harry Griffen
Municipal

January 7, 1987

Senator J. Bennett Johnston
Chairman, Senate Energy and Natural Resources Committee
Dirksen Senate Office Building, Room SD-358
Washington, D.C. 20510

Dear Mr. Chairman:

I am writing you concerning a matter which our Association considers most urgent.

In September the President nominated James W. Ziglar to succeed Robert Broadbent as Assistant Secretary of the Interior for Water and Science. NWRA overwhelmingly supports this nomination.

The position of Assistant Secretary for Water and Science has been vacant since Mr. Broadbent resigned the office in February of 1986. In the interim the Under Secretary has necessarily taken the lead on water policy matters.

Now, with the recent announced resignation of Under Secretary McLaughlin, confirmation of Mr. Ziglar as the Assistant Secretary for Water and Science in a timely manner becomes even more critical.

We would urge that the Committee consider the nomination of Mr. Ziglar at the earliest possible opportunity.

Your assistance in expediting this matter is greatly appreciated.

Best wishes to you and your staff for success in the 100th Congress.

Sincerely,

Thomas F. Donnelly
Executive Vice President

STATE OF CALIFORNIA—THE RESOURCES AGENCY GEORGE DEUKMEJIAN, Governor

COLORADO RIVER BOARD OF CALIFORNIA
107 SOUTH BROADWAY, ROOM 8103
LOS ANGELES, CALIFORNIA 90012
(213) 620-4480

February 27, 1987

Honorable James A. McClure, Ranking Minority Member
Committee on Energy and Natural Resources
309 Senate Hart Office Building
Washington, D.C. 20510

Dear Senator McClure:

This is in reference to the confirmation of James W. Ziglar as Assistant Secretary for Water and Science, Department of the Interior.

Because of his outstanding background, Mr. Ziglar is an excellent choice for Assistant Secretary for Water and Science. His familiarity with western water and natural resources issues, coupled with his legal and public works financing experience and expertise, uniquely qualify Mr. Ziglar to serve in this most important and challenging position of directing the operations of the Bureau of Reclamation, the U.S. Geological Survey, and the Bureau of Mines.

On behalf of the Colorado River Board of California, I respectfully request your expedient and favorable consideration of Mr. Ziglar as Assistant Secretary of the Interior.

Sincerely,

Dennis B. Underwood
Executive Director

cc: Senator Pete Wilson

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COACHELLA VALLEY WATER DISTRICT

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REDMINE AND SHERRILL, ATTORNEYS

March 3, 1987

The Honorable James A. McClure
Ranking Minority Leader
Senate Committee on Energy and Natural Resources
309 Hart Senate Office Building
Washington, D.C. 20510

Dear Senator McClure:

We urge your committee's confirmation of James W. Ziglar as Assistant Secretary for Water and Science in the Department of the Interior.

It is vital to the continued development and management of water facilities in the West that the position be filled by a person knowledgeable in the legal and financial issues of water resources.

As managing director of municipal investment banking for Paine Webber, Mr. Ziglar has that knowledge.

He is an attorney and investment banker with experience in water project finance. He served first as bond counsel and later as financial counsel for the Windy Gap Project in Colorado.

Mr. Ziglar has been active for many years in the National Water Resources Association and was responsible for that organization's support of the President's cost sharing plan.

His financial and legal background will make him a valuable asset to the Department of Interior leadership team.

If you have any questions please call me.

Yours very truly,

Tom Levy

Tom Levy
General Manager-Chief Engineer

DCM:ra

TRUE CONSERVATION
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IMPERIAL IRRIGATION DISTRICT

EXECUTIVE OFFICE • 1284 MAIN STREET • P.O. BOX 1809 • EL CENTRO, CALIFORNIA 92244

IIDGM

March 3, 1987

The Honorable James A. McClure
Ranking Minority Member
Committee on Energy and Natural Resources
309 Senate Hart Office Building
Washington, D.C. 20510

Dear Senator McClure:

On behalf of the Imperial Irrigation District, I would like to request your favorable consideration of James W. Ziglar as Assistant Secretary for Water and Science, Department of the Interior.

Mr. Ziglar is exceptionally well qualified for this position. His familiarity with Western water and natural resources issues, his legal and public works financing expertise, and his demonstrated leadership uniquely qualify Mr. Ziglar for this extremely important and challenging position.

Expedient and favorable consideration is respectfully requested.

Sincerely,

GERALD L. MOORE
President, Board of Directors

Copy to Senator Pete Wilson
12ZIGLAR1

43-885 South Grimmer Boulevard
Post Office Box 5110
Fremont, California 94537
March 6, 1986

The Honorable James A. McClure
Ranking Minority Leader
Senate Committee on Energy and Natural Resources
309 Hart Senate Office Building
Washington, D.C. 20510

Dear Senator McClure:

The County Water District Section of the Association of California Water Agencies at its conference in La Quinta on March 6, 1987, requested that I write you indicating our support for the nomination of James Ziglar for Assistant Secretary for Water and Science of the U.S. Department of Interior.

We believe that Mr. Ziglar would be an asset in this position because of his knowledge and experience in the fields of water, law and financing and his proven leadership ability.

The County Water District Section consists of 79 public agencies which deliver domestic and irrigation water and provide sanitation service throughout the State of California.

Yours very truly,

Frank Borghi, Jr., Chairman
County Water District Section
Association of California Water Agencies

ACWA

March 10, 1987

The Honorable J. Bennett Johnston
SH 136 Hart Senate Office Building
Washington, D.C. 20510

Dear Senator Johnston:

As a member of the Committee on Energy and Natural Resources, you will soon be asked to vote on the recommendation to the United States Senate to confirm the appointment of James W. Ziglar as assistant secretary of the Interior for Water and Science.

This Association strongly supports Mr. Ziglar's confirmation and respectfully requests your favorable vote in committee on March 17.

Mr. Ziglar has gained the respect of many of the water people in California for his fairness and open-minded approach to solving problems.

I have personally known Mr. Ziglar for several years in his capacity as an investment banker and I consider his integrity and honesty to be above reproach.

Sincerely,

John P. Fraser

John P. Fraser
Executive Director
General Counsel

JPF:DH

ASSOCIATION OF
CALIFORNIA
WATER AGENCIES

a non-profit corporation
since 1910

910 K STREET, SUITE 250
SACRAMENTO, CA 95814
(916) 441-4545

Kirk West
President

California Chamber of Commerce

March 13, 1987

The Honorable J. Bennett Johnston
Chairman
Committee on Energy and Natural Resources
SH 136 Hart Senate Office Building
Washington, D.C. 20510

Dear Senator Johnston:

On March 17 you will be asked to vote on the recommendation to the United States Senate to confirm the appointment of James W. Ziglar as Assistant Secretary of the Interior for Water and Science.

The California Chamber of Commerce respectfully requests your favorable vote to confirm Mr. Ziglar's appointment. Mr. Ziglar has already gained the respect of many water leaders and we are sure he will provide fair and balanced leadership for the Department on resource issues.

Sincerely,

Kirk West

KW:ddf

CC: Members of the Energy
and Natural Resources Committee

1027 10th Street, 4th Floor · P.O. Box 1736 · Sacramento, CA 95808 · (916) 444-6670

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Executive Director
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and Land Survey
Missouri Department of
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(314) 364-1752

Randy Young
Director
Arkansas Soil and Water
Conservation Commission
One Capitol Mall, Suite 2-D
Little Rock, AR 72201
(501) 371-1611

INTERSTATE CONFERENCE ON WATER POLICY

955 L'Enfant Plaza, S.W., Sixth Floor
Washington, D.C. 20024
(202) 466-7287

EXECUTIVE DIRECTOR
AND GENERAL COUNSEL
Jane M. Kenda

EXECUTIVE ASSISTANT
Bridget O'Grady

March 13, 1987

The Honorable J. Bennett Johnston, Chairman
Senate Energy and Natural Resources Committee
358 Dirksen Senate Office Building
Washington, D.C. 20510

Subject: Appointment of James W. Ziglar

Dear Senator Johnston:

The Interstate Conference on Water Policy (ICWP) would like to take this time to express our support for the appointment of Mr. James W. Ziglar as Assistant Secretary for Water and Science in the Department of the Interior.

As the only national association of state and regional water officials concerned with water resources development and management, ICWP has had an ongoing working relationship with the Department of the Interior. We believe that through Mr. Ziglar's appointment this relationship would be not only maintained, but strengthened in a mutually beneficial manner.

Sincerely,

James R. Barnett
Chairman

JRB:mls

cc: James W. Ziglar
ICWP Board of Directors

A.C.E. DISPATCH
1255 SO FEDERAL
DENVER CO 80219 13AM

Western Union Mailgram

1-038673U072 03/13/87 ICS WA16614 WSHA
01847 MLTN VA 03/13/87 JM17307

SENATOR J BENNETT JOHNSTON
136 HART SENATE OFFICE BUILDING
WASH DC 20510

THE COLORADO WATER CONGRESS URGES FAVORABLE CONSIDERATION OF JAMES M. ZIGLAR FOR ASSISTANT SECRETARY OF INTERIOR FOR WATER AND SCIENCE.

DICK MAC RAVEY
EXECUTIVE DIRECTOR

13083

15:33 EST

MGMCOMP

TO REPLY BY MAILGRAM MESSAGE, SEE REVERSE SIDE FOR WESTERN UNION'S TOLL - FREE PHONE NUMBERS

0=0320578072 03/13/87 ICS IPMPAGZ CSP PCWK
3035786888 PDM TDBA COLORADO SPRINGS CC 63 03-13
0441P EST 16:54 EST

western union **Telegram**

SENATOR J BENNETT JOHNSTON
CAPITOL CAE DC 20510

MAR 4 8 1987

URGE CONFIRMATION OF JAMES M ZIGLAR'S NOMINATION AS ASSISTANT SECRETARY OF THE INTERIOR FOR WATER AND SCIENCE. NOMINEE WELL QUALIFIED AND INFORMED ON WATER RESOURCE ISSUES IN THE WEST, AND COLORADO IN PARTICULAR. ZIGLAR HAS BEEN ADVISOR TO MANY WATER ENTITIES, INCLUDING COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY, AND IS A MEMBER OF THE BOARD OF DIRECTORS OF NATIONAL WATER RESOURCES ASSOCIATION.

MAYOR ROBERT M ISAAC
CITY OF COLORADO SPRINGS
PO BOX 1575
COLORADO SPRINGS, COLORADO 80901
PO BOX 1575
COLORADO SPRINGS CO 80901

16:54 EST

IPMPCWX WSH

Colorado River Water Users Association
c/o Howard H. Hawkins
Box 54153
Los Angeles, CA 90054

& RETURN

SENATE COMMITTEE ON ENERGY AND NATURAL RESOURCES
MAR 2 1987
RECEIVED

March 17, 1987

The Honorable J. Bennett Johnston
United States Senator
136 Senate Hart Office Building
Washington, D.C. 20510

Dear Senator Johnston:

I am writing today on behalf of the Colorado River Water Users Association to urge your active support of the confirmation of James W. Ziglar for the position of Assistant Secretary of the Interior for Water and Science.

The Colorado River Water Users Association is a nonprofit, nonpartisan organization comprised of representatives of the seven basin states which make beneficial use of the Colorado River. It was formed in 1945 to plan, study and advise on ways to protect and safeguard the interests of all who use the system and has since been active in this area.

In your position as chairman of the Committee on Energy and Natural Resources, you are well aware of the importance of filling this assistant secretary position with an individual who possesses knowledge and understanding of water issues. James Ziglar is just such an individual. He has been an active member of the National Water Resources Association for a number of years, serving on the board of directors and as chairman of the financial caucus. His invaluable legal and financial background have afforded him financial sector experience focused substantially on matters related to water and power program financing.

The Colorado River Water Users Association board of directors voted last year to support Mr. Ziglar for this post, to urge his nomination (which it did) and his confirmation if nominated. To that I would like to add my personal endorsement and thank you for any efforts you are able to make in gaining support of his confirmation.

Sincerely,

Howard H. Hawkins

Howard H. Hawkins
President

Colorado River Water Users Association
WYOMING
COLORADO
UTAH
NEVADA
NEW MEXICO
ARIZONA
CALIFORNIA